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Compliments of

B. H. McCANN

Clerk House of Representatives



- 1 Introduced by Mr. Burns, March 1, 1917.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

A BILL

For an Act to amend section 1 of article V of an Act entitled, "An Act for the incorporation of cities and villages," approved April 10, 1872, and in force July 1, 1872; as amended by an Act approved and in force December 31, 1907, and as further amended by an Act approved June 5, 1911, and in force July 1, 1911.

SECTION 1. *Be it enacted by the People of the State of Illinois,*

represented in the General Assembly: That section 1 of article V of an Act entitled, "An Act to provide for the incorporation of cities and villages," approved April 10, 1872, and in force July 1, 1872; as amended by an Act approved and in force December 31, 1907, and as further amended by an Act approved June 5, 1911, and in force July 1, 1911, be amended so as to read as follows, viz:

Sec. 1. The city council in cities, and the president and the board of trustees in villages, shall have the following powers:

First. To control the finances and property of the corporation.

Second. To appropriate money for corporate purposes only, and provide for payment of debts and expenses of the corporation.

12 *Third.* To levy and collect taxes for general and special purposes on real
13 and personal property.

14 *Fourth.* To fix the amount, terms and manner of issuing and revoking li-
15 censes.

16 *Fifth.* To borrow money on the credit of the corporation for corporate pur-
17 poses, and issue bonds therefor, in such amounts and form, and on such condi-
18 tions as it shall prescribe, but shall not become indebted in any manner or for
19 any purpose to an amount, including existing indebtedness in the aggregate to
20 exceed five (5) per centum on the value of the taxable property therein, to be
21 ascertained by the last assessment for the State and county taxes previous to
22 the incurring of such indebtedness; and before or at the time of incurring any
23 indebtedness, shall provide for the collection of a direct annual tax sufficient to
24 pay the interest on such debt as it falls due, and also to pay and discharge the
25 principal thereof within twenty years after constructing [contracting] the same.

26 *Sixth.* To issue bonds in place of or to supply means to meet maturing
27 bonds, or for the consolidation or funding of the same.

28 *Seventh.* To lay out, to establish, open, alter, widen, extend, grade, pave
29 or otherwise improve streets, alleys, avenue, sidewalks, wharves, parks and
30 public grounds, and vacate the same.

31 *Eighth.* To plant trees upon the same.

32 *Ninth.* To regulate the use of the same.

33 *Tenth.* To prevent and remove encroachments or obstructions upon the
34 same.

35 *Eleventh.* To provide for the lighting of the same.

36 *Twelfth.* To provide for the cleansing of the same.

37 *Thirteenth.* To regulate the openings therein for the laying of gas or water
38 mains and pipes, and the building and repairing of sewers, tunnels and drains,
39 and erecting gas lights: *Provided, however,* that any company heretofore
40 organized under the general laws of this State, or any association or persons
41 organized or which may be hereafter organized for the purpose of manufactur-

ing illuminating gas to supply cities or villages, or the inhabitants thereof, with the same, shall have the right by consent of the common council (subject to existing rights), to erect gas factories, and lay down pipes in the streets or alleys of any city or village in this State, subject to such regulations as any such city or village may by ordinance impose.

Fourteenth. To regulate the use of sidewalks and all structures thereunder; and to require the owner or occupant of any premises to keep the sidewalks in front of, or along the same, free from snow and other obstructions.

Fifteenth. To regulate and prevent the throwing or depositing of ashes, offal, dirt, garbage, or any offensive matter in, and to prevent injury to any street, avenue, alley or public ground.

Sixteenth. To provide for and regulate crosswalks, curbs and gutters.

Seventeenth. To regulate and prevent the use of streets, sidewalks and public grounds for signs, sign posts, awnings, awning posts, telegraph poles, horse troughs, racks, posting hand bills and advertisements.

Eighteenth. To regulate and prohibit the exhibition or carrying of banners, placards, advertisements or hand bills in the streets or public grounds, or upon the sidewalks.

Nineteenth. To regulate and prevent the flying of flags, banners or signs across the streets or from houses.

Twentieth. To regulate traffic and sales upon the streets, sidewalks and public places.

Twenty-first. To regulate the speed of horses and other animals, vehicles, cars and locomotives within the limits of the corporation.

Twenty-second. To regulate the numbering of houses and lots.

Twenty-third. To name and change the name of any street, avenue, alley or other public place.

Twenty-fourth. To permit, regulate or prohibit the locating, constructing or laying a track of any horse railroad in any street, alley or public place; but such permission shall not be for a longer time than for twenty years.

72 *Twenty-fifth.* To provide for and change the location, grade and crossing
73 of any railroad.

74 *Twenty-sixth.* To require railroad companies to fence their respective
75 railroads, or any portion of the same, and to construct cattle guards, crossings
76 of streets and public roads, and keep the same in repair, within the limits of
77 the corporation. In case any railroad company shall fail to comply with any
78 such ordinance, it shall be liable for all damages the owner of any cattle or
79 horses or other domestic animal may sustain by reason of injuries thereto while
80 on the track of such railroad, in like manner and extent as under the general
81 laws of this State, relative to the fencing of railroads; and actions to recover
82 such damages may be instituted before any justice of the peace or other court
83 of competent jurisdiction.

84 *Twenty-seventh.* To require railroad companies to keep flagmen at railroad
85 crossings of streets, and provide protection against injury to persons and prop-
86 erty in the use of such railroads. To compel such railroads to raise or lower
87 their railroad tracks to conform to any grade which may, at any time, be estab-
88 lished by said city, and where such tracks run lengthwise of any such street,
89 alley or highway, to keep their railroad tracks on a level with the street surface,
90 and so that such tracks may be crossed at any place on such street, alley or
91 highway. To compel and require railroad companies to make and keep open
92 and to keep in repair ditches, drains, sewers and culverts along and under their
93 railroad tracks so that filthy or stagnant pools of water cannot stand on their
94 grounds or right of way, and so that the natural drainage of adjacent property
95 shall not be impeded.

96 *Twenty-eight.* To construct and keep in repair bridges, viaducts and tun-
97 nels, and to regulate the use thereof.

98 *Twenty-ninth.* To construct and keep in repair culverts, drains, sewers and
99 cesspools and to regulate the use thereof.

100 *Thirtieth.* To deepen, widen, dock, cover, wall, alter or change channel of
101 water courses.

102 *Thirty-first.* To construct and keep in repair canals and slips for the accom-
103 modation of commerce.

104 *Thirty-second.* To erect and keep in repair public landing places, wharves,
105 docks and levees.

106 *Thirty-third.* To regulate and control the use of public and private land-
107 ing places, wharves, docks and levees.

108 *Thirty-fourth.* To control and regulate the anchorage, moorage and landing
109 of all water craft and their cargoes within the jurisdiction of the corporation.

110 *Thirty-fifth.* To license, regulate and prohibit wharf-boats, tugs and other
111 boats used about the harbor, or within such jurisdiction.

112 *Thirty-sixth.* To fix the rate of wharfage and dockage.

113 *Thirty-seventh.* To collect wharfage and dockage from all boats, rafts or
114 other craft landing at or using any public landing place, wharf, dock or levee
115 within the limits of the corporation.

116 *Thirty-eighth.* To make regulations in regard to the use of harbors, towing
117 of vessels, opening and passing of bridges.

118 *Thirty-ninth.* To appoint harbor masters and define their duties.

119 *Fortieth.* To provide for the cleansing and purification of waters, water
120 courses and canals, and the draining or filling of ponds on private property,
121 whenever necessary to prevent or abate nuisances.

122 *Forty-first.* To license, tax, regulate, suppress and prohibit hawkers, ped-
123 dlers, pawnbrokers, keepers of ordinaries, theatricals and other exhibitions,
124 shows and amusements, and to revoke such license at pleasure.

125 *Forty-second.* To license, tax and regulate hackmen, draymen, omnibus
126 drivers, carters, cabmen, porters, expressmen, and all others pursuing like occu-
127 pations, and to prescribe their compensation.

128 *Forty-third.* To license, regulate, tax and restrain runners for stages, cars,
129 public houses or other things or persons.

130 *Forty-fourth.* To license, regulate, tax or prohibit and suppress billiard,
131 bagatelle, pigeon-hole or any other tables or implement kept or used for a sim-
132 ilar purpose in any place of public resort, pin alleys and ball alleys.

133 *Forty-fifth.* To suppress bawdy and disorderly houses, houses of illfame or
 134 assignation, within the limits of the city and within three miles of the outer
 135 boundaries of the city; and also to suppress gaming and gambling houses, lot-
 136 teries, and all fraudulent devices and practices, for the purpose of gaining or
 137 obtaining money or property; and to prohibit the sale or exhibition of obscene
 138 or immoral publications, prints, pictures or illustrations.

139 *Forty-sixth.* To license, regulate and prohibit the selling or giving away of
 140 any intoxicating, malt, vinous, mixed or fermented liquor, the license not to
 141 extend beyond the municipal year in which it shall be granted, and to determine
 142 the amount to be paid for such license: *Provided*, that the city council in cities,
 143 or presidents and boards of trustees in villages, may grant permits to druggists
 144 for the sale of liquors for medicinal, mechanical, sacramental and chemical pur-
 145 poses only, subject to forfeiture, and under such restrictions and regulations as
 146 may be provided by ordinance: *Provided, further*, that in granting licenses,
 147 such corporate authorities shall comply with whatever general law of the State
 148 may be in force relative to the granting of licenses.

149 *Forty-seventh.* The foregoing shall not be construed to affect the provisions
 150 of the charter of any literary institution heretofore granted.

151 *Forty-eighth.* And the city council in cities, and president and board of
 152 trustees in villages, shall also have the power to forbid and punish the selling
 153 or giving away of any intoxicating, malt, vinous, mixed or fermented liquor to
 154 any minor, apprentice or servant or insane, idiotic or distracted person, habit-
 155 ual drunkard, or person intoxicated.

156 *Forty-ninth.* To establish markets and market-houses, and provide for the
 157 regulation and use thereof.

158 *Fiftieth.* To regulate the sale of meats, poultry, fish, butter, cheese, lard,
 159 vegetables, and all other provisions, and to provide for place and manner of sell-
 160 ing the same.

161 *Fifty-first.* To prevent and punish forestalling and regrating.

162 *Fifty-second.* To regulate the sale of bread in the city or village; prescribe
 163 the weight and quality of bread in the loaf.

164 *Fifty-third.* To provide for and regulate the inspection of meats, poultry,
 165 fish, butter, cheese, lard, vegetables, cotton, tobacco, flour, meal and other pro-
 166 visions.

167 *Fifty-fourth.* To regulate the inspection, weighing and measuring of brick,
 168 lumber, firewood, coal, hay, and any article of merchandise.

169 *Fifty-fifth.* To provide for the inspection and sealing of weights and measures.

170 *Fifty-sixth.* To enforce the keeping and use of proper weights and meas-
 171 ures by vendors.

172 *Fifty-seventh.* To regulate the construction, repairs and use of vaults, cis-
 173 terns, areas, hydrants, pumps, sewers and gutters.

174 *Fifty-eighth.* To regulate places of amusement.

175 *Fifty-ninth.* To prevent intoxication, fighting, quarrelling, dog fights, cock
 176 fights, and all disorderly conduct.

177 *Sixtieth.* To regulate partition fences and party walls.

178 *Sixty-first.* To prescribe the thickness, strength, and manner of construct-
 179 ing stone, brick and other buildings and construction of fire escapes therein.

180 *Sixty-second.* The city council, and the president and trustees in villages,
 181 for the purpose of guarding against the calamities of fire, shall have power to
 182 prescribe the limit within which wooden buildings shall not be erected or placed,
 183 or repaired, without permission, to direct that all and any buildings within the
 184 fire limits, when the same shall have been damaged by fire, decay or otherwise, to
 185 the extent of fifty per cent of the value, shall be torn down or removed and to
 186 prescribe the manner of ascertaining such damage, *and to make regulations for*
 187 *builders, owners, tenants, occupants, and employees, of and in buildings and other*
 188 *premises with respect to equipment of such buildings or premises for the pre-*
 189 *vention of fire and for the protection of persons and property in case of fire,*
 190 *and the use of such equipment and conduct of persons in the event of fire and*
 191 *fire panics, and requiring proper organization and training by way of drills or*
 192 *otherwise, to make such regulations effectual.*

193 *Sixty-third.* To prevent the dangerous construction and condition of chim-
 194 neys, fireplaces, hearths, stoves, stove-pipes, ovens, boilers, and apparatus used

195 in and about any building and manufactory, and to cause the same to be removed
 196 or placed in a safe condition, when considered dangerous in causing and prompt-
 197 ing [promoting] fires; to prevent the deposit of ashes in unsafe places, and to
 198 cause all such buildings and enclosures as may be in a dangerous state to be
 199 put in a safe condition.

200 *Sixty-fourth.* To erect engine houses, and provide fire engines, hose carts,
 201 hooks and ladders, and other implements for prevention and extinguishment of
 202 fires, and provide for the use and management of the same by voluntary fire com-
 203 panies or otherwise.

204 *Sixty-fourth.* To regulate and prevent storage of gunpowder, tar, pitch,
 205 resin, coal oil, benzine, turpentine, hemp, cotton, nitroglycerine, petroleum, or
 206 any of the products thereof, and other combustible or explosive material, and
 207 the use of lights in stables, shops, and other places, and the building of bon-
 208 fires; also to regulate, restrain and prohibit the use of fireworks, firecrackers,
 209 torpedoes, Roman candles, sky-rockets, and other pyrotechnic displays.

210 *Sixty-sixth.* To regulate the police of the city or village, and pass and
 211 enforce all necessary police ordinances.

212 *Sixty-seventh.* To provide for the inspection of steam boilers.

213 *Sixty-eighth.* To prescribe the duties and powers of a superintendent of
 214 police, policemen and watchmen.

215 *Sixty-ninth.* To establish and erect calaboooses, bridewells, houses of correc-
 216 tion and workhouses for the reformation and confinement of vagrants, idle and
 217 disorderly persons, and persons convicted of violating any city or village
 218 ordinance, and make rules and regulations for the government of the same, and
 219 appoint necessary keepers and assistants.

220 *Seventieth.* To use the county jail for the confinement or punishment of
 221 offenders, subject to such conditions as are imposed by law, and with the consent
 222 of the county board.

223 *Seventy-first.* To provide by ordinance in regard to the relation between
 224 all the officers and employees of the corporation in respect to each other, the
 225 corporation and the people.

226 *Seventy-second.* To prevent and suppress riots, routs, affrays, noises, dis-
 227 turbances, disorderly assemblies in any public or private place.

228 *Seventy-third.* To prohibit and punish cruelty to animals.

229 *Seventy-fourth.* To restrain and punish vagrants, mendicants and prosti-
 230 tutes.

231 *Seventy-fifth.* To declare what shall be a nuisance, and to abate the same;
 232 and to impose fines upon parties who may create, continue or suffer nuisances
 233 to exist.

234 *Seventy-sixth.* To appoint a board of health, and prescribe its powers and
 235 duties.

236 *Seventy-seventh.* To erect and establish hospitals and medical dispensaries,
 237 and to regulate hospitals, medical dispensaries, sanatoria and undertaking estab-
 238 lishments, and to direct the location thereof.

239 *Seventy-eighth.* To do all acts, make all regulations which may be necessary
 240 or expedient for the promotion of health or the suppression of disease.

241 *Seventy-ninth.* To establish and regulate cemeteries within or without the
 242 corporation, and acquire lands therefore [therefor] by purchase or otherwise,
 243 and cause cemeteries to be removed, and prohibit their establishment within one
 244 mile of the corporation.

245 *Eightieth.* To regulate, restrain and prohibit the running at large of horses,
 246 cattle, swine, sheep, goats, geese and dogs, and to impose a tax on dogs.

247 *Eighty-first.* To direct the location and regulate the management and con-
 248 struction of packing houses, renderies, tallow chandleries, bone factories, soap
 249 factories, and tanneries, within the limits of the city or village, and within the
 250 distance of one mile without the city or village limits.

251 *Eighty-second.* To direct the location and regulate the use and construction
 252 of breweries, distilleries, livery, boarding or sale stables, blacksmith shops,
 253 foundaries, machine shops, garages, laundries, and bathing beaches, within the
 254 limits of the city or village.

255 *Eighty-third.* To prohibit any offensive or unwholesome business or estab-
 256 lishment within or within one mile of the limits of the corporation.

257 *Eighty-fourth.* To compel the owner of any grocery, cellar, soap or tallow
 258 chandlery, tannery, stable, pig-sty, privy, sewer or other unwholesome or nause-
 259 ous house or place, to cleanse, abate, or remove the same, and to regulate the
 260 location thereof.

261 *Eighty-fifth.* The city council or trustees of a village, shall have power to
 262 provide for the taking of the city or village census; but no city or village census
 263 shall be taken by authority of the council or trustees oftener than once in three
 264 years.

265 *Eighty-sixth.* To provide for the erection and care of all public buildings
 266 necessary for the use of the city or village.

267 *Eighty-seventh.* To establish ferries, toll bridges and license and regulate
 268 the same, and from time to time to fix tolls thereon.

269 *Eighty-eighth.* To authorize the construction of mills, mill-races, and feed-
 270 ers on, through or across the streets of the city or village, at such places and
 271 under such restriction as they shall deem proper.

272 *Eighty-ninth.* The city council shall have power, by condemnation or other-
 273 wise, to extend any street, alley or highway over or across, or to construct any
 274 sewer under or through any railroad track, right of way, or land of any railroad
 275 company (within the corporate limits); but where no compensation is made to
 276 such railroad company the city shall restore such railroad track, right of way
 277 or land to its former state, or in a sufficient manner not to have impaired its
 278 usefulness.

279 *Ninetieth.* The city council or board of trustees shall have no power to
 280 grant the use of or the right to lay down any railroad tracks in any street of the
 281 city to any steam, dummy, electric, cable, horse or other railroad company,
 282 whether the same shall be incorporated under any general or special law of the
 283 State, now or hereafter in force, except upon the petition of the owners of the
 284 land representing more than one-half of the frontage of the street, or so much

285 thereof as is sought to be used for railroad purposes, and when the street or
 286 part thereof sought to be used shall be more than one mile in extent, no petition
 287 of land owners shall be valid unless the same shall be signed by the owners of
 288 the land representing more than one-half of the frontage of each mile and of
 289 the fraction of a mile, if any in excess of the whole miles measuring from the
 290 initial point named in such petition, of such street or of the part thereof sought
 291 to be used for railroad purposes.

292 *Ninety-first.* To tax, license and regulate auctioneers, distillers, breweries,
 293 lumber yards, livery stables, public scales, money changers and brokers.

294 *Ninety-second.* To prevent and regulate the rolling of hoops, playing of ball,
 295 flying of kites, or any other amusement or practice having a tendency to annoy
 296 persons passing in the streets or on the sidewalks, or to frighten teams and
 297 horses.

298 *Ninety-third.* To regulate and prohibit the keeping of any lumber or coal
 299 yard, and the placing or piling or selling any lumber, timber, wood, coal, or other
 300 combustible material, within the fire limits of the city.

301 *Ninety-fourth.* To provide by ordinance, that all the paper, printing, sta-
 302 tionery, blanks, fuel, and all the supplies needed for the use of the city, shall be
 303 furnished by contracts, let to the lowest bidder.

304 *Ninety-fifth.* To tax, license and regulate second-hand and junk stores and
 305 yards, and to forbid their purchasing or receiving from minors without the
 306 written consent of their parents or guardians, any article whatsoever, and to
 307 direct the location thereof.

308 *Ninety-sixth.* To direct, license and control all wagons and other vehicles
 309 conveying loads within the city, or any particular class of such wagons, and
 310 other vehicles, and prescribe the width and tire of the same, the license fee when
 311 collected to be kept as a separate fund and used only for paying the cost and
 312 expense of street or alley, improvement or repair.

313 *Ninety-seventh.* To acquire, in the manner now or hereafter provided by
 314 law for the taking of private property for public use, private lands bordering

315 upon the public or navigable waters, useful, desirable or advantageous for bath-
316 ing beaches and recreation piers.

317 *Ninety-eighth.* To pass all ordinances, rules, and make all regulations,
318 proper or necessary, to carry into effect the powers granted to cities or villages,
319 with such fines or penalties as the city council or board of trustees shall deem
320 proper: *Provided*, no fine or penalty shall exceed \$200.00, and no imprisonment
321 shall exceed six months for one offense. (As amended by Act approved June 5,
322 1911, in force July 1, 1911, L. 1911, p. 173.)



- 1 Introduced by Mr. Van Duser, March 1, 1917.
- 2 Read by title, ordered printed and referred to Committee on Public Utilities and Transportation.

A BILL

For an Act to amend an Act in relation to fencing and operating railroads, approved March 31, 1874, in force July 1, 1874, as amended by Act approved March 29, 1879, in force July 1, 1879, laws 1879, page 224.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section sixty-two (62), paragraph 1, chapter 114, be and the same is hereby amended to read as follows: That every railroad corporation within six (6) months after any part of its line is open for use, or so much thereof as is open for use, and the abutting and adjoining land owner owning lands adjoining and abutting on both or either side of any said railroad right of way, shall erect and thereafter maintain one-half each of fences on the sides of said railroad, suitable and sufficient to prevent cattle, horses, sheep, hogs or other stock from getting on such railroad except within such portion of cities and incorporated towns and villages as are or may be hereafter laid out and platted into lots and blocks and shall place gates or bars at the farm crossings of such railroad, which farm crossings shall be constructed by said railroad corporation when and where the same may become necessary for the use

14 of the abutting proprietors of the adjoining lands; and the said railroad shall
15 construct and thereafter maintain at all road crossings now existing or hereafter
16 established, cattle guards suitable and sufficient to prevent cattle, horses, sheep,
17 hogs and other stock from getting on such railroad, and when such cattle guards
18 are not made as aforesaid, or when said railroad shall not build and maintain
19 and keep in good repair its one-half ($\frac{1}{2}$) of the division fence between the right
20 of way of said railroad and the adjoining or abutting owner or proprietors of
21 lands adjoining the right of way of said railroad, the said railroad shall be liable
22 for all damages which may be done by the agents, engines or cars of such cor-
23 poration, to the cattle, horses, sheep, hogs or other stock thereon, and reasonable
24 attorney's fees in any court wherein suit is brought for such damages or to which
25 the same may be appealed; but where such corporation builds and maintains
26 such guards and its one-half of the fences and kept the same in good repair, such
27 railroad corporation shall not be liable for damages unless negligently or wil-
28 fully done.

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- 1 Introduced by Mr. Odum, March 1, 1917.
2 Read by title, ordered printed and referred to Committee on Municipalities.
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A BILL

For an Act entitled, "An Act to amend section 1, article 5, of an Act to provide for the
incorporation of cities and villages, approved April 10, 1872, in force July 1,
1872, as amended by an Act June 5, 1911."

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section 1, article 5, of an Act en-
3 titled, "An Act to provide for the incorporation of cities and villages, approved
4 April 10, 1872, in force July 1, 1872, as amended by an Act approved June 5,
5 1911," amending paragraph 93rd of said Act, be and the same is hereby amended
6 to read as follows:

7 Sec. 1. The city council in cities, and the president and the board of trus-
8 tees in villages, shall have the following powers:

9 *First.* To control the finances and property of the corporation.

10 *Second.* To appropriate money for corporate purposes only, and provide
11 for payment of debts and expenses of the corporation.

12 *Third.* To levy and collect taxes for general and special purposes on real
13 and personal property.

14 *Fourth.* To fix the amount, terms and manner of issuing and revoking li-
15 censes.

16 *Fifth.* To borrow money on the credit of the corporation for corporate pur-
17 poses, and issue bonds therefor, in such amounts and form, and on such condi-
18 tions as it shall prescribe, but shall not become indebted in any manner or for
19 any purpose to an amount, including existing indebtedness in the aggregate to
20 exceed five (5) per centum on the value of the taxable property therein, to be
21 ascertained by the last assessment for the State and county taxes previous to
22 the incurring of such indebtedness; and before or at the time of incurring any
23 indebtedness, shall provide for the collection of a direct annual tax sufficient to
24 pay the interest on such debt as it falls due, and also to pay and discharge the
25 principal thereof within twenty years after constructing [contracting] the same.

26 *Sixth.* To issue bonds in place of or to supply means to meet maturing
27 bonds, or for the consolidation or funding of the same.

28 *Seventh.* To lay out, to establish, open, alter, widen, extend, grade, pave
29 or otherwise improve streets, alleys, avenue, sidewalks, wharves, parks and
30 public grounds, and vacate the same.

31 *Eighth.* To plant trees upon the same.

32 *Ninth.* To regulate the use of the same.

33 *Tenth.* To prevent and remove encroachments or obstructions upon the
34 same.

35 *Eleventh.* To provide for the lighting of the same.

36 *Twelfth.* To provide for the cleansing of the same.

37 *Thirteenth.* To regulate the openings therein for the laying of gas or water
38 mains and pipes, and the building and repairing of sewers, tunnels and drains,
39 and erecting gas lights: *Provided, however,* that any company heretofore
40 organized under the general laws of this State, or any association or persons
41 organized or which may be hereafter organized for the purpose of manufactur-

ing illuminating gas to supply cities or villages, or the inhabitants thereof, with the same, shall have the right by consent of the common council (subject to existing rights), to erect gas factories, and lay down pipes in the streets or alleys of any city or village in this State, subject to such regulations as any such city or village may by ordinance impose.

Fourteenth. To regulate the use of sidewalks and all structures thereunder; and to require the owner or occupant of any premises to keep the sidewalks in front of, or along the same, free from snow and other obstructions.

Fifteenth. To regulate and prevent the throwing or depositing of ashes, offal, dirt, garbage, or any offensive matter in, and to prevent injury to any street, avenue, alley or public ground.

Sixteenth. To provide for and regulate crosswalks, curbs and gutters.

Seventeenth. To regulate and prevent the use of streets, sidewalks and public grounds for signs, sign posts, awnings, awning posts, telegraph poles, horse troughs, racks, posting hand bills and advertisements.

Eighteenth. To regulate and prohibit the exhibition or carrying of banners, placards, advertisements or hand bills in the streets or public grounds, or upon the sidewalks.

Nineteenth. To regulate and prevent the flying of flags, banners or signs across the streets or from houses.

Twentieth. To regulate traffic and sales upon the streets, sidewalks and public places.

Twenty-first. To regulate the speed of horses and other animals, vehicles, cars and locomotives within the limits of the corporation.

Twenty-second. To regulate the numbering of houses and lots.

Twenty-third. To name and change the name of any street, avenue, alley or other public place.

Twenty-fourth. To permit, regulate or prohibit the locating, constructing or laying a track of any horse railroad in any street, alley or public place; but such permission shall not be for a longer time than for twenty years.

72 *Twenty-fifth.* To provide for and change the location, grade and crossing
73 of any railroad.

74 *Twenty-sixth.* To require railroad companies to fence their respective
75 railroads, or any portion of the same, and to construct cattle guards, crossings
76 of streets and public roads, and keep the same in repair, within the limits of
77 the corporation. In case any railroad company shall fail to comply with any
78 such ordinance, it shall be liable for all damages the owner of any cattle or
79 horses or other domestic animal may sustain by reason of injuries thereto while
80 on the track of such railroad, in like manner and extent as under the general
81 laws of this State, relative to the fencing of railroads; and actions to recover
82 such damages may be instituted before any justice of the peace or other court
83 of competent jurisdiction.

84 *Twenty-seventh.* To require railroad companies to keep flagmen at railroad
85 crossings of streets, and provide protection against injury to persons and prop-
86 erty in the use of such railroads. To compel such railroads to raise or lower
87 their railroad tracks to conform to any grade which may, at any time, be estab-
88 lished by said city, and where such tracks run lengthwise of any such street,
89 alley or highway, to keep their railroad tracks on a level with the street surface,
90 and so that such tracks may be crossed at any place on such street, alley or
91 highway. To compel and require railroad companies to make and keep open
92 and to keep in repair ditches, drains, sewers and culverts along and under their
93 railroad tracks so that filthy or stagnant pools of water cannot stand on their
94 grounds or right of way, and so that the natural drainage of adjacent property
95 shall not be impeded.

96 *Twenty-eighth.* To construct and keep in repair bridges, viaducts and tun-
97 nels, and to regulate the use thereof.

98 *Twenty-ninth.* To construct and keep in repair culverts, drains, sewers and
99 cesspools and to regulate the use thereof.

100 *Thirtieth.* To deepen, widen, dock, cover, wall, alter or change channel of
101 water courses.

102 *Thirty-first.* To construct and keep in repair canals and slips for the accom-
 103 modation of commerce.

104 *Thirty-second.* To erect and keep in repair public landing places, wharves,
 105 docks and levees.

106 *Thirty-third.* To regulate and control the use of public and private land-
 107 ing places, wharves, docks and levees.

108 *Thirty-fourth.* To control and regulate the anchorage, moorage and landing
 109 of all water craft and their cargoes within the jurisdiction of the corporation.

110 *Thirty-fifth.* To license, regulate and prohibit wharf-boats, tugs and other
 111 boats used about the harbor, or within such jurisdiction.

112 *Thirty-sixth.* To fix the rate of wharfage and dockage.

113 *Thirty-seventh.* To collect wharfage and dockage from all boats, rafts or
 114 other craft landing at or using any public landing place, wharf, dock or levee
 115 within the limits of the corporation.

116 *Thirty-eighth.* To make regulations in regard to the use of harbors, towing
 117 of vessels, opening and passing of bridges.

118 *Thirty-ninth.* To appoint harbor masters and define their duties.

119 *Fortieth.* To provide for the cleansing and purification of waters, water
 120 courses and canals, and the draining or filling of ponds on private property,
 121 whenever necessary to prevent or abate nuisances.

122 *Forty-first.* To license, tax, regulate, suppress and prohibit hawkers, ped-
 123 dlers, pawnbrokers, keepers of ordinaries, theatricals and other exhibitions,
 124 shows and amusements, and to revoke such license at pleasure.

125 *Forty-second.* To license, tax and regulate hackmen, draymen, omnibus
 126 drivers, carters, cabmen, porters, expressmen, and all others pursuing like occu-
 127 pations, and to prescribe their compensation.

128 *Forty-third.* To license, regulate, tax and restrain runners for stages, cars,
 129 public houses or other things or persons.

130 *Forty-fourth.* To license, regulate, tax or prohibit and suppress billiard,
 131 bagatelle, pigeon-hole or any other tables or implement kept or used for a sim-
 132 ilar purpose in any place of public resort, pin alleys and ball alleys.

133 *Forty-fifth.* To suppress bawdy and disorderly houses, houses of illfame or
 134 assignation, within the limits of the city and within three miles of the outer
 135 boundaries of the city; and also to suppress gaming and gambling houses, lot-
 136 teries, and all fraudulent devices and practices, for the purpose of gaining or
 137 obtaining money or property; and to prohibit the sale or exhibition of obscene
 138 or immoral publications, prints, pictures or illustrations.

139 *Forty-sixth.* To license, regulate and prohibit the selling or giving away of
 140 any intoxicating, malt, vinous, mixed or fermented liquor, the license not to
 141 extend beyond the municipal year in which it shall be granted, and to determine
 142 the amount to be paid for such license: *Provided*, that the city council in cities,
 143 or presidents and boards of trustees in villages, may grant permits to druggists
 144 for the sale of liquors for medicinal, mechanical, sacramental and chemical pur-
 145 poses only, subject to forfeiture, and under such restrictions and regulations as
 146 may be provided by ordinance: *Provided, further*, that in granting licenses,
 147 such corporate authorities shall comply with whatever general law of the State
 148 may be in force relative to the granting of licenses.

149 *Forty-seventh.* The foregoing shall not be construed to affect the provisions
 150 of the charter of any literary institution heretofore granted.

151 *Forty-eighth.* And the city council in cities, and president and board of
 152 trustees in villages, shall also have the power to forbid and punish the selling
 153 or giving away of any intoxicating, malt, vinous, mixed or fermented liquor to
 154 any minor, apprentice or servant or insane, idiotic or distracted person, habit-
 155 ual drunkard, or person intoxicated.

156 *Forty-ninth.* To establish markets and market-houses, and provide for the
 157 regulation and use thereof.

158 *Fiftieth.* To regulate the sale of meats, poultry, fish, butter, cheese, lard,
 159 vegetables, and all other provisions, and to provide for place and manner of sell-
 160 ing the same.

161 *Fifty-first.* To prevent and punish forestalling and regrating.

162 *Fifty-second.* To regulate the sale of bread in the city or village; prescribe
 163 the weight and quality of bread in the loaf.

164 *Fifty-third.* To provide for and regulate the inspection of meats, poultry,
 165 fish, butter, cheese, lard, vegetables, cotton, tobacco, flour, meal and other pro-
 166 visions.

167 *Fifty-fourth.* To regulate the inspection, weighing and measuring of brick,
 168 lumber, firewood, coal, hay, and any article of merchandise.

169 *Fifty-fifth.* To provide for the inspection and sealing of weights and measures.

170 *Fifty-sixth.* To enforce the keeping and use of proper weights and meas-
 171 ures by vendors.

172 *Fifty-seventh.* To regulate the construction, repairs and use of vaults, cis-
 173 terns, areas, hydrants, pumps, sewers and gutters.

174 *Fifty-eight.* To regulate places of amusement.

175 *Fifty-ninth.* To prevent intoxication, fighting, quarrelling, dog fights, cock
 176 fights, and all disorderly conduct.

177 *Sixtieth.* To regulate partition fences and party walls.

178 *Sixty-first.* To prescribe the thickness, strength, and manner of construct-
 179 ing stone, brick and other buildings and construction of fire escapes therein.

180 *Sixty-second.* The city council, and the president and trustees in villages,
 181 for the purpose of guarding against the calamities of fire, shall have power to
 182 prescribe the limit within which wooden buildings shall not be erected or placed,
 183 or repaired, without permission, to direct that all and any buildings within the
 184 fire limits, when the same shall have been damaged by fire, decay or otherwise, to
 185 the extent of fifty per cent of the value, shall be torn down or removed and to
 186 prescribe the manner of ascertaining such damage.

187 *Sixty-third.* To prevent the dangerous construction and condition of chim-
 188 neys, fireplaces, hearths, stoves, stove-pipes, ovens, boilers, and apparatus used
 189 in and about any building and manufactory, and to cause the same to be removed
 190 or placed in a safe condition, when considered dangerous; to regulate and prevent
 191 the carrying on of manufactories dangerous in causing and prompting (promot-
 192 ing) fires; to prevent the deposit of ashes in unsafe places, and to cause all such
 193 buildings and enclosures as may be in a dangerous state to be put in a safe con-
 194 dition.

200 *Sixty-fourth.* To erect engine houses, and provide fire engines, hose carts,
 201 hooks and ladders, and other implements for prevention and extinguishment of
 202 fires, and provide for the use and management of the same by voluntary fire com-
 203 panies or otherwise.

204 *Sixty-fifth.* To regulate and prevent storage of gunpowder, tar, pitch,
 205 resin, coal oil, benzine, turpentine, hemp, cotton, nitroglycerine, petroleum, or
 206 any of the products thereof, and other combustible or explosive material, and
 207 the use of lights in stables, shops, and other places, and the building of bon-
 208 fires; also to regulate, restrain and prohibit the use of fireworks, firecrackers,
 209 torpedoes, Roman candles, sky-rockets, and other pyrotechnic displays.

210 *Sixty-sixth.* To regulate the police of the city or village, and pass and
 211 enforce all necessary police ordinances.

212 *Sixty-seventh.* To provide for the inspection of steam boilers.

213 *Sixty-eighth.* To prescribe the duties and powers of a superintendent of
 214 police, policemen and watchmen.

215 *Sixty-ninth.* To establish and erect calaboooses, bridewells, houses of correc-
 216 tion and workhouses for the reformation and confinement of vagrants, idle and
 217 disorderly persons, and persons convicted of violating any city or village
 218 ordinance, and make rules and regulations for the government of the same, and
 219 appoint necessary keepers and assistants.

220 *Seventieth.* To use the county jail for the confinement or punishment of
 221 offenders, subject to such conditions as are imposed by law, and with the consent
 222 of the county board.

223 *Seventy-first.* To provide by ordinance in regard to the relation between
 224 all the officers and employees of the corporation in respect to each other, the
 225 corporation and the people.

226 *Seventy-second.* To prevent and suppress riots, routs, affrays, noises, dis-
 227 turbances, disorderly assemblies in any public or private place.

228 *Seventy-third.* To prohibit and punish cruelty to animals.

229 *Seventy-fourth.* To restrain and punish vagrants, mendicants and prosti-
 230 tutes.

231 *Seventy-fifth.* To declare what shall be a nuisance, and to abate the same;
 232 and to impose fines upon parties who may create, continue or suffer nuisances
 233 to exist.

234 *Seventy-sixth.* To appoint a board of health, and prescribe its powers and
 235 duties.

236 *Seventy-seventh.* To erect and establish hospitals and medical dispensaries,
 237 and to regulate hospitals, medical dispensaries, sanatoria and undertaking estab-
 238 lishments, and to direct the location thereof.

239 *Seventy-eighth.* To do all acts, make all regulations which may be necessary
 240 or expedient for the promotion of health or the suppression of disease.

241 *Seventy-ninth.* To establish and regulate cemeteries within or without the
 242 corporation, and acquire lands therefore [therefor] by purchase or otherwise,
 243 and cause cemeteries to be removed, and prohibit their establishment within one
 244 mile of the corporation.

245 *Eightieth.* To regulate, restrain and prohibit the running at large of horses,
 246 cattle, swine, sheep, goats, geese and dogs, and to impose a tax on dogs.

247 *Eighty-first.* To direct the location and regulate the management and con-
 248 struction of packing houses, renderies, tallow chandleries, bone factories, soap
 249 factories, and tanneries, within the limits of the city or village, and within the
 250 distance of one mile without the city or village limits.

251 *Eighty-second.* To direct the location and regulate the use and construction
 252 of breweries, distilleries, livery, boarding or sale stables, blacksmith shops,
 253 foundaries, machine shops, garages, laundries, and bathing beaches, within the
 254 limits of the city or village.

255 *Eighty-third.* To prohibit any offensive or unwholesome business or estab-
 256 lishment within or within one mile of the limits of the corporation.

257 *Eighty-fourth.* To compel the owner of any grocery, cellar, soap or tallow
 258 chandlery, tannery, stable, pig-sty, privy, sewer or other unwholesome or nause-
 259 ous house or place, to cleanse, abate, or remove the same, and to regulate the
 260 location thereof.

261 *Eighty-fifth.* The city council or trustees of a village, shall have power to
 262 provide for the taking of the city or village census; but no city or village census
 263 shall be taken by authority of the council or trustees oftener than once in three
 264 years.

265 *Eighty-sixth.* To provide for the erection and care of all public buildings
 266 necessary for the use of the city or village.

267 *Eighty-seventh.* To establish ferries, toll bridges and license and regulate
 268 the same, and from time to time to fix tolls thereon.

269 *Eighty-eighth.* To authorize the construction of mills, mill-races, and feed-
 270 ers on, through or across the streets of the city or village, at such places and
 271 under such restriction as they shall deem proper.

272 *Eighty-ninth.* The city council shall have power, by condemnation or other-
 273 wise, to extend any street, alley or highway over or across, or to construct any
 274 sewer under or through any railroad track, right of way, or land of any railroad
 275 company (within the corporate limits); but where no compensation is made to
 276 such railroad company the city shall restore such railroad track, right of way
 277 or land to its former state, or in a sufficient manner not to have impaired its
 278 usefulness.

279 *Ninetieth.* The city council or board of trustees shall have no power to
 280 grant the use of or the right to lay down any railroad tracks in any street of the
 281 city to any steam, dummy, electric, cable, horse or other railroad company,
 282 whether the same shall be incorporated under any general or special law of the
 283 State, now or hereafter in force, except upon the petition of the owners of the
 284 land representing more than one-half of the frontage of the street, or so much
 285 thereof as is sought to be used for railroad purposes, and when the street or
 286 part thereof sought to be used shall be more than one mile in extent, no petition
 287 of land owners shall be valid unless the same shall be signed by the owners of
 288 the land representing more than one-half of the frontage of each mile and of
 289 the fraction of a mile, if any in excess of the whole miles measuring from the
 290 initial point named in such petition, of such street or of the part thereof sought
 291 to be used for railroad purposes.

292 *Ninety-first.* To tax, license and regulate auctioneers, distillers, breweries,
293 lumber yards, livery stables, public scales, money changers and brokers.

294 *Ninety-second.* To prevent and regulate the rolling of hoops, playing of ball,
295 flying of kites, or any other amusement or practice having a tendency to annoy
296 persons passing in the streets or on the sidewalks, or to frighten teams and
297 horses.

297½ *Ninety-third.* To regulate the keeping of any lumber or coal yard and the
298 placing or piling or selling of any lumber, timber, wood, coal or other combustible
298½ material within the fire limits of the city; and prohibit the establishment of any
299 lumber or coal yard where lumber, timber, wood, coal or other combustible ma-
299½ terial is to be sold within the fire limits of the city, except under such regulations
300 as may be prescribed by ordinance.

301 *Ninety-fourth.* To provide by ordinance, that all the paper, printing, sta-
302 tionery, blanks, fuel, and all the supplies needed for the use of the city, shall be
303 furnished by contracts, let to the lowest bidder.

304 *Ninety-fifth.* To tax, license and regulate second-hand and junk stores and
305 yards, and to forbid their purchasing or receiving from minors without the
306 written consent of their parents or guardians, any article whatsoever, and to
307 direct the location thereof.

308 *Ninety-sixth.* To direct, license and control all wagons and other vehicles
309 conveying loads within the city, or any particular class of such wagons, and
310 other vehicles, and prescribe the width and tire of the same, the license fee when
311 collected to be kept as a separate fund and used only for paying the cost and
312 expense of street or alley, improvement or repair.

313 *Ninety-seventh.* To acquire, in the manner now or hereafter provided by
314 law for the taking of private property for public use, private lands bordering
315 upon the public or navigable waters, useful, desirable or advantageous for bath-
316 ing beaches and recreation piers.

317 *Ninety-eighth.* To pass all ordinances, rules, and make all regulations,
318 proper or necessary, to carry into effect the powers granted to cities or villages,

319 with such fines or penalties as the city council or board of trustees shall deem
320 proper: *Provided*, no fine or penalty shall exceed \$200.00, and no imprisonment
321 shall exceed six months for one offense.



- 1 Introduced by Mr. Wm. Rowe, March 1, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to create sanitary districts and to provide for sewage disposal.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That whenever any area of contiguous
3 territory shall contain one or more incorporated cities, towns or villages or parts
4 of one or more incorporated cities, towns or villages, and shall be so situated
5 that the construction and maintenance of a plant or plants for the purification
6 and treatment of sewage and the maintenance of a common outlet for the drain-
7 age thereof, will conduce to the preservation of the public health, the same may
8 be incorporated as a sanitary district under this Act in the manner following:

9 Any one hundred (100) legal voters, resident within the limits of such pro-
10 posed sanitary district may petition the county judge of the proposed district,
11 or the major portion thereof is located, to cause the question to be submitted to
12 the legal voters of such proposed district whether such proposed territory shall
13 be organized as a sanitary district under this Act, such petition shall be ad-
14 dressed to said county judge and shall contain a definite description of the

15 boundaries of the territory to be embraced in such district, and the name of
16 such proposed sanitary district: *Provided, however,* that no territory shall be
17 included in any municipal corporation formed hereunder which is not situated
18 within the limits of a city, incorporated town or village, or within three miles out-
19 side thereof, and no territory shall be included within more than one sanitary
20 district under this Act. Upon filing of such petition in the office of the county
21 clerk of the county in which such territory is situated, it shall be the duty of the
22 county judge to call to his assistance two judges of the circuit court of the circuit
23 embracing such proposed district and such judges shall constitute a board of
24 commissioners which shall have power and authority to consider the boundaries
25 of any such proposed sanitary district, whether the same shall be as described
26 in such petition or otherwise, and the decision of two of such commissioners
27 shall be conclusive and not subject to review in any manner, directly or in-
28 directly.

29 Notice shall be given by such county judge of the time and place where such
30 commissioners will meet, by a publication inserted in one or more daily or weekly
31 papers published in such proposed district, at least twenty days prior to such
32 meeting, and if no such newspaper is published in such proposed district, then by
33 posting at least five copies of such notice in such proposed district at least
34 twenty (20) days before such hearing.

35 At such meeting the county judge shall preside and all persons in such pro-
36 posed district shall have an opportunity to be heard touching the location and
37 boundary of such proposed district and to make suggestions regarding the same,
38 and such commissioners, after hearing statements, evidence and suggestions,
39 shall fix and determine the limits and boundaries of such proposed district, and
40 for that purpose and to that extent may alter and amend such petition. After
41 such determination by said commissioners or a majority of them, the same shall
42 be incorporated in an order which shall be spread at length upon the records of
43 the county court. Upon the entering of such order, the county judge shall sub-
44 mit to the legal voters of the proposed sanitary district, the question of organi-

45 zation and establishment of the proposed sanitary district as determined by said
 46 commissioners, at an election to be held within sixty (60) days after the entering
 47 of such order, notice whereof shall be given by the county judge at least twenty
 48 (20) days prior thereto by publication in one or more daily papers published
 49 within such proposed sanitary district, or if no daily newspaper is published
 50 in such proposed sanitary district, then by posting at least five copies of such
 51 notice in said district at least twenty (20) days before such election. Such notice
 52 to specify briefly the purpose of such election, with a description of such proposed
 53 district, and the time and places for holding such election.

54 Each legal voter resident within such proposed sanitary district shall have
 55 the right to cast a ballot at such election. Ballots at elections held under this
 56 section shall be in substantially the following form, to-wit:

For Sanitary District.	
Against Sanitary District.	

57 The ballots so cast shall be received, returned and canvassed in the same
 58 manner and by the same officers as is provided by law, in the case of ballots cast
 59 for county officers, except as herein modified. The county judge shall cause a
 60 statement of the result of such election to be spread upon the records of the
 61 county court. If a majority of the votes cast upon the question of incorporation
 62 of the proposed sanitary district shall be in favor of the proposed sanitary dis-
 63 trict, such proposed district shall thenceforth be deemed and organized sanitary
 64 district under this Act.

Sec. 2. All courts in this State shall take judicial notice of this existence of
 2 all sanitary districts organized under this Act.

Sec. 3. A board of trustees, consisting of three members, for the govern-
 2 ment, control and management of the affairs and business of each sanitary dis-
 3 trict organized under this Act shall be created in the following manner:

4 Within twenty (20) days after the adoption of said Act, as provided in
5 section one hereof, the said county judge shall appoint three trustees who shall
6 hold their office respectively for one, two and three years, from the first Monday
7 of May after their appointment and until their successors are appointed and
8 have qualified, and thereafter on or before the second Monday in April of each
9 year the said county judge shall appoint one trustee whose term shall be for
10 three years commencing the first Monday in May of the year in which they are
11 respectively appointed. The length of the term of the first trustee shall be de-
12 termined by lot at their first meeting.

13 Said county judge shall require each of said trustees to enter into bond, with
14 security to be approved by such county judge, in such sum as said county judge
15 may determine.

16 A majority of the board of trustees shall constitute a quorum but a smaller
17 number may adjourn from day to day. No trustee or employee of such dis-
18 trict shall be directly or indirectly interested in any contract, work or business
19 of the district, or the sale of any article, the expense, price or consideration of
20 which is paid by such district; nor in the purchase of any real estate or other
21 property belonging to the district, or which shall be sold for taxes or assess-
22 ments, or by virtue of legal process at the suit of said district. The trustees
23 shall have the power to provide and adopt a corporate seal for the district.

 Sec. 4. The trustees elected in pursuance of the foregoing provisions of this
2 Act shall constitute a board of trustees for the district by which they are
3 elected, which board of trustees is hereby declared to be the corporate authorities
4 of such sanitary district, and shall exercise all the powers and manage and con-
5 trol all the affairs and property of such district; said board of trustees at their
6 first meeting in May of each year, shall elect one of their number as president
7 and one of their number as clerk, and said board of trustees shall have the right
8 to elect a treasurer, engineer and attorney for said district, who shall hold their
9 respective offices during the pleasure of the board, and who shall give such bond
10 as may be required by said board. Said board may prescribe the duties and fix

11 the compensation of all the officers and employees of said sanitary district:
12 *Provided, however,* that a member of said board of trustees shall in no case re-
13 ceive a sum to exceed the sum of one hundred (\$100) dollars per annum. Said
14 board of trustees shall have full power to pass all necessary ordinances, rules
15 and regulations for the proper management and conduct of the business of said
16 board of trustees and of said corporation, and for carrying into effect the ob-
17 jects for which such sanitary district is formed.

Sec. 5. All ordinances imposing any penalty or making any appropriations
2 shall, within one month after they are passed, be published at least once in a
3 newspaper published in such district, or if no such newspaper of general circu-
4 lation is published therein, by posting copies of the same in three public places
5 in the district; and no such ordinance shall take effect until ten days after it is
6 so published, and all other ordinances, orders and resolutions shall take effect
7 from and after their passage unless otherwise provided therein.

Sec. 6. All ordinances, orders and resolutions, and the date of publication
2 thereof, may be proven by the certificate of the clerk under the seal of the cor-
3 poration, and when printed in book or pamphlet form, and purporting to be pub-
4 lished by the board of trustees, such book or pamphlet shall be received as evi-
5 dence of the passage and legal publication of such ordinances, orders and reso-
6 lutions, as of the dates mentioned in such book or pamphlet in all courts and
7 places without further proof.

Sec. 7. The board of trustees of any sanitary district organized under
2 this Act shall have power to provide for the disposal of the sewage thereof and
3 to save and preserve the water supplied to the inhabitants of such district from
4 contamination and for that purpose may construct and maintain an enclosed
5 conduit or conduits, main pipe or pipes, wholly or partially submerged, buried
6 or otherwise, and by means of pumps or otherwise cause such sewage to flow or
7 to be forced through such conduit or conduits, pipe or pipes to and into any

8 ditch or canal constructed and operated by any other sanitary district, after
9 having first acquired the right so to do, or such board may provide for the drain-
10 age of such district by laying out, establishing, constructing and maintaining
11 one or more channels, drains, ditches and outlets for carrying off and disposing
12 of the drainage (including the sewage) of such district, together with such ad-
13 juncts and additions thereto as may be necessary or proper to cause such chan-
14 nels or outlets to accomplish the end for which they are designed, in a satisfac-
15 tory manner, including pumps and pumping stations and the operation of the
16 same. Such board may also treat and purify such sewage so that when the same
17 shall flow into any lake or other watercourse, it will not injuriously contaminate
18 the waters thereof, and may adopt any other feasible method to accomplish the
19 object for which such sanitary district may be created, and may also provide
20 means whereby the said sanitary district may reach and procure supplies of
21 water for diluting and flushing purposes: *Provided, however,* that nothing here-
22 in contained shall be construed to empower or authorize such board of trustees
23 to operate a system of water works for the purpose of furnishing or delivery
24 water to any such municipality or to the inhabitants thereof. Nothing in this
25 Act contained shall authorize said trustees to flow the sewage of such district
26 into Lake Michigan and any such plan for sewage disposal by any sanitary dis-
27 trict organized hereunder, is hereby prohibited.

Sec. 8. Such sanitary district may acquire by purchase, condemnation, or
2 otherwise any and all real and personal property, right of way and privilege,
3 either within or without its corporate limits that may be required for its cor-
4 porate purposes; and in case any district formed hereunder shall be unable to
5 agree with any other sanitary district upon the terms under which it shall be
6 permitted to use the drains, channels or ditches of such other sanitary district,
7 the right to so use the same may be acquired by condemnation in any court of
8 competent jurisdiction by proceedings in the manner, as near as may be, as is
9 provided in and by an Act entitled, "An Act to provide for the construction,

10 reparation and protection of drains, ditches and levees across the lands of others
11 for agricultural, sanitary and mining purposes, and to provide for the organiza-
12 tion of drainage districts," approved and in force May 29, 1879, and all amend-
13 ments thereto. The compensation to be paid for such use may be a gross sum, or
14 it may be in the form of an annual rental, to be paid in yearly installments as and
15 in the manner provided by the judgment or decree of the court wherein such
16 proceedings may be had: *Provided, however,* all moneys for the purchase and
17 condemnation of any property shall be paid before possession is taken or any
18 work done on the premises damaged by the construction of such channel or outlet,
19 and in case of an appeal from the county court taken by either party whereby
20 the amount of damages is not finally determined, then possession may be taken.
21 provided that the amount of judgment in such court shall be deposited at some
22 bank to be designated by the judge of said court, subject to the payment of such
23 damages on orders signed by such county judge, whenever the amount of dam-
24 ages is finally determined. Said sanitary district shall have the power to sell,
25 convey, vacate and release the said real or personal property, right of way and
26 privileges acquired by it when the same is no longer required for the purposes
27 of said district.

Sec. 9. The corporation may borrow money for corporate purposes and
2 may issue bonds therefor, but shall not become indebted in any manner, or for
3 any purpose, to an amount in the aggregate to exceed five per centum on the
4 valuation of taxable property therein to be ascertained by the last assessment
5 for State and county taxes previous to the incurring of such indebtedness.
6 Whenever the board of trustees of such district desires to issue bonds here-
7 under they shall order an election to be held in such district upon the question.
8 The notice of election shall state the amount of bonds to be issued and the polling
9 places, at which such election shall be held, and shall be posted in at least five
10 public places at least twenty days prior to the election. Such election notice
11 shall also be published in a newspaper published in said district at least twenty
12 days prior to the election. The board of trustees shall appoint judges and

13 clerks for such election, and the return of such election shall be filed with the
14 clerk of the board of trustees and be canvassed and the result ascertained by
15 said board and entered upon the records of the district. If it shall appear that
16 a majority of the voters voting at said election on said question shall have voted
17 in favor of the issue of said bonds, the board of trustees shall order and direct
18 the execution of the bonds for and on behalf of said district. All bonds issued
19 hereunder shall mature in not exceeding twenty annual installments. The bal-
20 lots at elections held under this section shall be in substantially the following
21 form:

Proposition to issue bonds of.....district to the amount of dollars.	Yes	
	No	

Sec. 10. At the time of or before incurring any indebtedness, the board of
2 trustees shall provide for the collection of a direct annual tax sufficient to pay
3 the interest on such debt as it falls due, and also to pay and discharge the prin-
4 cipal thereof as the same shall fall due, and at least within twenty years from
5 the time of contracting the same.

Sec. 11. All contracts for work to be done by such municipality, the expense
2 of which will exceed five hundred dollars, shall be let to the lowest responsible
3 bidder therefor upon not less than thirty days' public notice of the terms and
4 conditions upon which the contract is to be let, having been given by publication
5 in a newspaper of general circulation published in said district, and the said
6 board shall have the power and authority to reject any and all bids, and re-
7 advertise.

8 And in all other respects such contract shall be entered into and the perform-
9 ance thereof controlled by the provisions of an Act entitled, "An Act concerning
10 local improvements," approved June 14, 1897, in force July 1, 1897, and amend-
11 ments thereto as near as may be: *Provided*, that contracts may be let for
12 making proper and suitable connections between the mains and outlets of the

13 respective sanitary sewers in said district with any conduit, conduits, main pipe
14 or pipes that may be constructed by such sanitary district.

Sec. 12. The board of trustees may levy and collect other taxes for corporate purposes upon property within the territorial limits of such sanitary district, the aggregate amount of which for each year shall not exceed one-half of one per centum of the value of the taxable property within the corporate limits, as the same shall be assessed and equalized for the State and county taxes of the year in which the levy is made: *Provided, however,* that a like sum in addition thereto may be levied when such additional tax has been authorized by the legal voters of such district at an election duly called therefor. Such election shall be governed by the terms of this Act relating to elections held to decide on the proposition of issuing bonds of said district.

Said board shall cause the amount required to be raised by taxation in each year to be certified to the county clerk on or before the second Tuesday in August, as provided in section one hundred and twenty-two of the general revenue law. All taxes so levied and certified shall be collected and enforced in the same manner and by the same officers as State and county taxes, and shall be paid over by the officer collecting the same to the treasurer of the sanitary district in the manner and at the time provided by the general revenue law.

The treasurer shall, when the moneys of the district are deposited with any bank or other depository, require such bank or other depository to pay the same rates of interest for such moneys deposited as such bank or other depository is accustomed to pay depositors under like circumstances, in the usual course of its business. All interest so paid shall be placed in the general funds of the district, to be used as other moneys belonging to such district raised by general taxation.

Sec. 13. Every such district is authorized to construct, maintain, alter and extend its sewers, channels, ditches and drains, as a proper use of highways along, upon, under and across any highway, street, alley or public ground in the State,

4 but so as not to incommode the public use thereof, and the right and authority
5 are hereby granted to any such district to construct, maintain and operate any
6 conduit or conduits, main pipe or pipes, wholly or partially submerged, buried
7 or otherwise, in, upon and along any of the lands owned by said State under any
8 of the public waters therein: *Provided*, that the extent and location of the lands
9 and waters so to be used and appropriated shall be approved by the Governor
10 of said State of Illinois, upon application duly made to him asking for such ap-
11 proval: *And, provided, further*, that the rights, permission and authority here-
12 ly granted shall be subject to all public rights of commerce and navigation, and
13 to the authority of the United States in behalf of such public rights, and also to
14 the right of said State of Illinois to regulate and control fishing in said public
15 waters.

Sec. 14. Whenever there shall be located within the bounds of any such
2 sanitary district organized under the provisions of this Act, any United States
3 military post, reservation or station, or any naval station, the said board of trus-
4 tees of such district are hereby authorized to enter into contracts or agreements
5 with the War Department, or other proper authorities of the United States, per-
6 mitting them to connect with any such conduit or conduits, main pipe or pipes,
7 and discharge the drainage, sewage or other impure or contaminated liquids
8 therein.

Sec. 15. Whenever the board of trustees of any sanitary district shall pass
2 an ordinance for the making of any improvement which such district is authorized
3 to make, the making of which will require that private property should be taken
4 or damaged, such district may cause compensation therefor to be ascertained,
5 and may condemn and acquire possession thereof in the same manner, as nearly
6 as may be, as is provided in an Act entitled, "An Act to provide for the exercise
7 of the right of eminent domain," approved April 10, 1872, and all amendments
8 thereto: *Provided, however*, that proceedings to ascertain the compensation to
9 be paid for taking or damaging private property shall in all cases be instituted

10 in the county where the property sought to be taken or damaged is situated:
11 *And, provided,* that all damages to property, whether determined by agreement
12 or by final judgment of court, shall be paid, prior to the payment of any other
13 debt or obligation.

Sec. 16. When, in making any improvements which any district is author-
2 ized by this Act to make, it shall be necessary to enter upon and take possession
3 of any existing drains, sewers, sewer outlets, plants for the purification of
4 sewage or water, or any other public property, or property held for public use,
5 the board of trustees of such district shall have the power so to do and may ac-
6 quire the necessary right of way over any other property held for public use
7 in the same manner as is herein provided for acquiring private property, and
8 may enter upon, and use the same for the purposes aforesaid: *Provided,* the
9 public use thereof shall not be unnecessarily interrupted or interfered with, and
10 that the same shall be restored to its former usefulness as soon as possible.

Sec. 17. Any district formed hereunder shall have the right to permit terri-
2 tory lying outside its limits, whether within any other sanitary district or not, to
3 drain into and use any channel or drain made by it, upon such payments, terms
4 and conditions as may be mutually agreed upon, and any district formed here-
5 under is hereby given full power and authority to contract for the right to use
6 any drain or channel which may be made by any other sanitary district, upon
7 such terms as may be mutually agreed upon, and to raise the money called for
8 by any such contract in the same way and to the same extent as such district
9 is authorized to raise money for any other corporate purposes.

Sec. 18. The board of trustees of any such sanitary district shall have
2 power and authority to prevent the pollution of any waters from which a water
3 supply may be obtained by any city, town or village within said district, and shall
4 have the right and power to appoint and support a sufficient police force, the
5 members of which may have and exercise police powers over the territory within

6 such drainage district, and over the waters from which said water supply may
7 be obtained, for a distance of three miles from the shore thereof, or from the
8 source of said water supply for the purpose of preventing the pollution of said
9 waters, and any interference with any of the property of such sanitary district;
10 but such police officers when acting within the limits of any such city, town or
11 village, shall act in aid of the regular police force thereof, and shall then be
12 subject to the direction of its chief of police, city or village marshals or other
13 head thereof: *Provided*, that in so doing they shall not be prevented or hindered
14 from executing the orders and authority of said board of trustees of such sani-
15 tary district: *Provided, further*, that before compelling a change in any method
16 of disposal of sewage so as to prevent the said pollution of any water, the
17 board of trustees of such district shall first have provided means to prevent the
18 pollution of said water from sewage or refuse originating from their own sani-
19 tary district.



- 1 Introduced by Mr. McMackin, March 1, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to make an appropriation to the State Food Commissioner for dairy extension work.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That there be and hereby is appropriated to the State Food Commissioner, the sum of fifteen thousand (\$15,000.00) dollars for promoting the dairy industry of the State.

Sec. 2. The Auditor of Public Accounts is hereby authorized and directed, upon the presentation of proper vouchers, certified to by the State Food Commissioner and approved by the Governor, to draw his warrants for the above sum upon the State Treasurer, and the State Treasurer is hereby authorized and directed to pay the same out of any funds in the State Treasury not otherwise appropriated.

Sec. 3. Whereas, the above appropriated sum is immediately required; therefore, an emergency exists and this law shall take effect from and after its passage and approval.



- 1 Introduced by Mr. Gregory, March 1, 1917.
- 2 Read by title, ordered printed and referred to Committee on Farm Drainage.

A BILL

For an Act to amend an Act entitled, "An Act to provide for drainage for agricultural and sanitary purposes and to repeal certain Acts therein named," approved June 27, 1885, in force July 1, 1885, as subsequently amended, by amending sections 21, 43 and 76 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to provide
3 for drainage for agricultural and sanitary purposes and to repeal certain Acts
4 therein named," approved June 27, 1885, in force July 1, 1885, as subsequently
5 amended, be and the same is hereby amended by amending sections 21, 43 and 76
6 thereof to read as inserted at length herein.

Sec. 21. As soon as the plans for the work have been determined, the
2 commissioners shall proceed to make special assessments for benefits by classi-
3 fying the lands in the district in tracts of forty acres, more or less, according
4 to the legal and recognized subdivisions on a graduated scale, to be numbered
5 according to the benefits to be received by the contemplated drainage. The

6 tracts of land which will receive most and about equal benefits shall be marked
 7 one hundred (100), and such as are adjudged to receive less benefits shall be
 8 marked with a less number, denoting its per cent of benefit. *But is hereby ex-*
 9 *pressly provided that in case such classification shall not be satisfactory to all*
 10 *owners of land in such district, then any one or more of such land owners may*
 11 *petition, in writing, to the county judge of the county in which the major part*
 12 *of the lands are situated to appoint a board of classification, consisting of three*
 13 *disinterested persons of experience in the classification of lands for assessment*
 14 *for drainage purposes; the classification made by said board shall be the basis*
 15 *of all assessments in such drainage district, unless the classification made by said*
 16 *board shall be appealed from in manner as provided in section 25 hereof for*
 17 *appeals from the classification of lands made by drainage commissioners.*

18 *The compensation to be paid to each of the commissioners aforesaid to be*
 19 *appointed by the county judge, shall be five dollars per day, and expenses, when*
 20 *engaged in the classification of lands in pursuance of this section, such com-*
 21 *pensation and expenses to be paid by the person or persons asking for the*
 22 *appointment of the board of commissioners of classification in case the classi-*
 23 *fication of the drainage commissioners shall not be changed by the board of com-*
 24 *missioners appointed by the county judge; but in case the classification of the*
 25 *board of commissioners appointed by the county judge shall be different in any*
 26 *respect from the classification made by the drainage commissioners, then and in*
 27 *such case the said compensation and expenses of the board of classification*
 28 *shall be paid by the drainage commissioners out of the moneys of the drainage*
 29 *district.*

Sec. 43. Sub-districts may be formed by owners of land in main districts
 2 for the purpose of local or more minute drainage, in the manner provided in
 3 this Act for the organization of main districts. Such sub-districts shall have
 4 the right to use the ditches of the main district for outlets or in drainage dis-
 5 tricts organized or proposed to be organized which have one or more lateral
 6 drains or proposed drains which are independent of each other, except as to the

7 main drain or outlet, and which do now or will drain separate areas within said
8 district, it shall be *the duty* of the commissioners to divide the district into as
9 many sub-districts as there are separate areas for the purpose of making assess-
10 ments of benefits for the work to be done in such sub-districts: *Provided, there*
11 *shall have been first presented to said commissioners a petition in writing*
12 *signed by one or more owners of land situated in such district praying for the*
13 *creation of such sub-district; and, provided, further, that the formation of*
14 sub-districts as above provided shall not operate to release the lands in such sub-
15 district from the payment of any assessment or levy made prior to such divi-
16 sion, nor from any assessment or tax levy which may thereafter be made for the
17 completion, maintenance or repair of the main work, or for the payment of the
18 principal and interest on any indebtedness incurred by the main district, nor
19 shall it give such sub-district any claim on the funds of the main district for its
20 local use: *Provided, further, that when sub-districts are organized under this*
21 *Act, which have one or more lateral drains or proposed drains, which are inde-*
22 *pendent of each other, except as to the main sub-district, ditch or outlet, and*
23 *which do now or will drain separate areas within said sub-district, it shall be the*
24 *duty of the commissioners, as provided for in this section, to divide such sub-*
25 *districts into as many minor sub-districts as there are separate areas within*
26 *such sub-districts to be drained, for the purpose of making assessments of bene-*
27 *fits for the local or minute drainage to be done in such minor sub-districts. The*
28 *commissioners in charge of or in control of such sub-districts shall, on making*
29 *such minor sub-districts, proceed to classify the lands therein and make assess-*
30 *ments as in sub-districts and in main districts, and the funds arising therefrom*
31 *shall be kept as a separate fund, to be used in such minor sub-district from*
32 *which it was collected in payment for local or minute drainage within such*
33 *minor subdivision: And, provided, further, that the formation of such minor*
34 *sub-districts as herein provided for shall not operate to release the lands in*
35 *such minor sub-district from the payment of any assessment or levy made prior*
36 *to such division, nor from any assessment or tax levy which thereafter may be*

37 made, for the completion, maintenance or repair of the main outlets or ditches
38 in sub-districts or in main districts, or for the payment of principal and inter-
39 est of any indebtedness incurred by the sub-district or main district, nor shall
40 it give such minor sub-district any claim upon the funds of the sub-district or
41 the main district for its local use. Drainage districts, as organized under this
42 Act, shall be known as the first, second or third class. Main districts shall
43 belong to the first class. Sub-districts which have for their outlets the main
44 district, ditches or drains shall belong to the second class, and minor sub-
45 districts, as provided for in this Act, which have their outlets into the main sub-
46 district, ditches or drains, shall belong to the third class. Sub-districts, or
47 drainage districts, of the second class, which contain not less than five (5) sections
48 of land, shall upon the filing of a petition signed by a majority of the land
49 owners of said sub-district with the county clerk, in favor of the election of a
50 board of commissioners for said sub-district, shall proceed at the next succeed-
51 ing annual election of drainage commissioners to elect such a drainage board.
52 The notices of the election of such sub-district commissioners, the time of holding
53 and making returns of the same, and the term of office, shall be the same as
54 provided in this Act for the election of commissioners in original or main dis-
55 tricts, and the compensation of such commissioners shall be the same as is pro-
56 vided for main district commissioners. It shall be the duty of the main district
57 commissioners to control all matters pertaining to main district drainage and
58 sub-districts of the second class as may be of too small area to be entitled to sub-
59 district commissioners, and such sub-districts as may not file a petition for the
60 election of sub-district commissioners. Sub-district commissioners, as provided
61 for in this Act, shall have charge of and control over all matters pertaining to
62 drainage within their respective sub-districts, or district of the second (2nd)
63 class, and of drainage within their respective minor sub-districts or districts
64 of the third (3rd) class, as provided for in this Act, except such work as belongs
65 exclusively to the main district and classification and assessments made, within
66 such sub-districts and such minor sub-districts on account of the main work.

Sec. 76. Where two or more parties owning adjoining lands which require
 2 a system of combined drainage have by voluntary action constructed ditches
 3 which form a continuous line, or line and branches, the several parties shall
 4 be liable for their just proportion of such repairs and improvements as may
 5 be needed therefor, the amount to be determined, as near as may be, on the
 6 same principle as if these ditches were in an organized district. Whenever
 7 such repairs and improvements are not made by voluntary agreement, any one
 8 or more *persons* owning parts of such ditch shall be competent to petition for
 9 the formation of a drainage district to include the lands interested in maintain-
 10 ing these ditches. The petitioner or petitioners for the formation of such dis-
 11 trict must show to the satisfaction of the commissioners or court that his or
 12 their land is damaged through the lack of proper repairs or improvements to
 13 said ditch or drain. The form of procedure and conditions heretofore pre-
 14 scribed in this Act shall be observed as near as practicable; but the ditches shall
 15 be taken as a dedication of the right of way, and their construction and join-
 16 ing as the consent of the several parties to be united in a drainage district.
 17 These ditches, if open, shall be made tile drains when practicable: *Provided,*
 18 *however, than any controversy between any land owner or land owners of the*
 19 *district and the drainage commissioners concerning the practicability of tile*
 20 *drains, shall be decided and determined by a commission of three engineers or*
 21 *drainage experts, no one of whom shall be connected with or employed by said*
 22 *district. Such commission shall be appointed by the county court of the county*
 23 *in which the district is situated, on the written petition of any such land owner*
 24 *or owners. Within such time as may be designated by the court, the commission-*
 25 *ers so appointed shall report their findings as to the practicability of tile drains*
 26 *to the court, which report shall be final, conclusive and binding upon all parties*
 27 *in interest in said district subject to review in appeal or writ of error in other*
 28 *cases by the appellate and Supreme Courts and a duly certified copy of such re-*
 29 *port shall be transmitted by the clerk of such county court to the clerk of the*
 30 *drainage district in which such controversy has arisen.*

31 *The commissioners so appointed, as herein provided, shall be paid not to*
32 *exceed the sum of five dollars per day, together with their reasonable expenses.*
33 *The fees of such commissioners shall be paid by the drainage commissioners*
34 *out of the funds of the drainage district, except in case of report or decision*
35 *adverse to the petitioner or petitioners, in which event the fees and reasonable*
36 *expenses of the commissioners shall be paid by the petitioner or petitioners.*

1 Introduced by Mr. Guernsey, March 1, 1917.

2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act providing for the removal from office of certain public officers for misfeasance, malfeasance, or nonfeasance in office.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* Any county or municipal officer holding
3 an executive, administrative or ministerial elective office may be removed there-
4 from in the manner hereinafter provided, for any of the following causes:

- 5 a. For wilful failure or refusal to perform any public duty imposed upon
6 him by law.
- 7 b. For wilful misconduct or maladministration in office.
- 8 c. For corruption.
- 9 d. For extortion.

Sec. 2. The proceeding to remove such officer shall be commenced by filing
2 a petition in the name of the People of the State of Illinois in the circuit court
3 of the county in which the officer holds his office. Such petition may be filed by
4 the Attorney General, or by the state's attorney of the county, or by any five

5 qualified electors of the county upon their own relation, and such a proceeding
 6 shall be instituted and prosecuted by the Attorney General when directed so to
 7 do by the Governor, and it shall be the duty of the Governor, whenever he has
 8 knowledge that reasonable grounds exist for instituting a proceeding against
 9 any officer under this Act, to direct the Attorney General to institute and prose-
 10 cute the same. Unless the proceeding is instituted by the Attorney General, it
 11 shall be the duty of the state's attorney to prosecute the same.

Sec. 3. The petition shall set forth concisely the matters relied upon as con-
 2 stituting cause for removal, and unless filed by the Attorney General or state's
 3 attorney, shall be verified by somebody having knowledge of the facts. Upon
 4 the filing of the same a summons shall issue returnable in five days. Such sum-
 5 mons may be served in the same manner as summonses are served in chancery.
 6 Within said five days, or such further time as the court may allow, the defend-
 7 ant shall file his answer, verified by him, which shall contain a denial of the alle-
 8 gations of the petition controverted by him, and a concise statement of the mat-
 9 ters of fact and law relied upon as a defense. Upon the filing of the answer the
 10 cause shall be deemed at issue and any new or affirmative matter therein shall be
 11 deemed to be denied.

Sec. 4. Either party, within ten days after the cause is at issue, may apply
 2 to a justice of the Supreme Court for the appointment of a judge from another
 3 circuit to hear and determine the same, whereupon it shall be the duty of such
 4 justice to forthwith issue a commission designating some such circuit judge for
 5 that purpose, whose duty it shall be to sit in the circuit court of the county in
 6 which the proceeding is pending and hear and determine the cause as a judge
 7 thereof; upon the receipt of such commission said judge shall immediately file
 8 the same with the clerk of the court in which such proceeding is pending, and
 9 designate a time for the hearing of the proceeding, thereupon that court, upon
 10 motion of either party, shall set said cause for hearing at said time, and the clerk
 11 thereof shall forthwith cause a notice of the time and place of hearing to be

12 served upon the parties. Should, for any reason, said judge fail to promptly
13 complete such hearing and determine said cause, another judge in like manner
14 and in his stead shall be designated to hear and determine the same.

Sec. 5. The proceeding shall be summary in its nature, shall be speedily
2 heard and disposed of, either in vacation or term time, and the issue shall be tried
3 by the court without the intervention of a jury.

Sec. 6. If upon the hearing the court shall find that cause exists as in this
2 Act provided for the removal of the officer from office, judgment shall be entered
3 accordingly, removing the officer, and the vacancy thus created shall be filled as in
4 other cases of vacancy.

Sec. 7. Either party may appeal from such judgment to the Supreme Court
2 as in other cases of direct appeal to that court except that the bond, if any, shall
3 be filed within five days and the record shall be filed in the Supreme Court
4 within ten days after the entry of the judgment, unless the trial court shall grant
5 further time, and the cause shall be speeded and take precedence over all other
6 causes upon the calendar. The taking of the appeal shall not stay the effect of
7 the judgment.

Sec. 8. Any judge who is required to hear such a cause outside his circuit
2 shall receive his actual expenses, to be allowed and paid to him by the county to
3 which he is called.

Sec. 9. All Acts, so far as they are in conflict with this Act, are hereby
2 repealed, but this Act shall not be construed to repeal or impair any other pro-
3 vision of the law for the removal or punishment of public officers.

- 1 Introduced by Mr. Guernsey, March 1, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

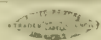
A BILL

For an Act to amend section eighteen (18) of an Act entitled, "An Act to organize and regulate the business of life insurance," approved March 26, 1869, in force July 1, 1869.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section eighteen (18) of an Act entitled, "An Act to organize and regulate the business of life insurance," approved March 26, 1869, in force July 1, 1869, be and the same is hereby amended so as to read as follows:

Sec. 18. No life insurance company organized under the laws of this State shall issue policies insuring fire or marine or live stock risks nor do any banking business nor, except as otherwise provided by law, transact the business of accident or health insurance, and no insurance company organized under the laws of any other state or country shall, in addition to the business of life insurance, transact the business of accident and health insurance, or either of them, in this State, unless so authorized by its charter or by the laws under which it is organized and upon compliance with the laws of this State relating to such in-

14 surance, but policies of life or endowment insurance which contain provisions
15 operating, in the event that the insured shall become totally and permanently
16 disabled from any cause, to safeguard the insurance against lapse or to grant a
17 special surrender value or an annuity payable for a limited period or during
18 the life of the insured, or which contain provisions granting insurance against
19 death by accident, shall nevertheless be deemed to be policies of life or endow-
20 ment insurance within the intent of this Act.



- 1 Introduced by Mr. Mueller, March 1, 1917.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

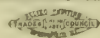
A BILL

For an Act concerning sanitary districts organized and existing under and by virtue of an Act entitled, "An Act to create sanitary districts and to remove obstructions in the Desplaines and Illinois rivers," approved May 29, 1889, in force July 1, 1889, to make legal and valid all ordinances, orders or resolutions heretofore passed or adopted by the board of trustees of any such sanitary district, making appropriations, providing for the issuance of bonds and making a certain tax levy, and to make legal and valid all appropriations so made, or attempted to be made, and certain taxes so levied or attempted to be levied and all bonds so issued or attempted to be issued by the board of trustees of any such sanitary district.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That when the board of trustees of any sanitary district organized and existing under and by virtue of an Act entitled "An Act to create sanitary districts and to remove obstructions in the Desplaines and Illinois rivers," approved May 29, 1889, in force July 1, 1889, has heretofore passed or adopted any order, resolution or ordinance, or any orders, resolu-

7 tions or ordinances making any appropriations, tax levies, or providing for the
8 issuance of bonds, at any time or times (one or more times), and regardless of
9 whether any such order, resolution or ordinance was published within one month
10 after the same was passed by the board of trustees of any such sanitary district
11 at least once in a newspaper of general circulation published in said district, or
12 if no such newspaper of general circulation was published therein, regardless of
13 whether copies of the same were posted in three public places in such district,
14 all such orders, resolutions or ordinances making appropriations, tax levies or
15 providing for the issuance of bonds, and all appropriations so made, or attempt-
16 ed to be made, and all taxes for any purposes not prohibited by or in violation
17 of the constitution of this State so levied or attempted to be levied, and exten-
18 sions thereof and therefor, and all bonds so issued or attempted to be issued by
19 the board of trustees of any such sanitary district shall be and are hereby de-
20 clared to be legal and valid, anything in any law of this State to the contrary
21 notwithstanding; *provided, however*, that nothing in this Act shall apply to or
22 effect the tax levy ordinance passed or adopted by the board of trustees of any
23 such sanitary district providing for the levy and extension of taxes for the year
24 1915.

Sec. 2. Whereas an emergency exists, therefore this Act shall be in full force
2 and effect from and after its passage.



- 1 Introduced by Mr. Scanlan, March 1, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to make an appropriation for the benefit and relief of Amelia Appel, mother of Freida Reidel, because of the death of said Freida Reidel in the swimming pool or lagoon at Starved Rock Park, Illinois, on the 6th day of July, A. D. 1916.

WHEREAS, Freida Reidel, a young girl of the age of about twenty years was,
2 on the 6th day of July, A. D. 1916, and for a long time prior thereto, a main
3 source of support for and to her mother, Mrs. Amelia Appel, a widow; and

4 WHEREAS, said Freida Reidel while bathing in the public bathing pool or
5 lagoon at Starved Rock Park, in the State of Illinois, on said 6th day of July,
6 A. D. 1916, was, through no fault of her own, drowned, thereby depriving said
7 Amelia Appel of the support and comfort of her said daughter; and

8 WHEREAS, said Amelia Appel has, in consequence, been injured in her means
9 of support; now, therefor

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That there be, and hereby is, appropriated
3 from any of the funds of the State of Illinois, to and for the relief of Amelia
4 Appel, of the City of Peru, in the State of Illinois, the sum of five thousand
5 (\$5,000.00) dollars for and because of the death of her daughter, Freida Reidel,
6 in the public swimming pool or lagoon at Starved Rock Park, in the State of
7 Illinois, on the 6th day of July, A. D. 1916.

Sec. 2. The Auditor of Public Accounts of the State of Illinois is hereby
2 authorized and directed to draw his warrant and voucher for said amount, upon
3 the State Treasurer, for said amount, payable to the order of the said Amelia
4 Appel, and the said State Treasurer is hereby authorized and directed to honor
5 and cash said warrant or voucher, when presented, properly endorsed.



- 1 Introduced by Mr. Flagg, March 2, 1917.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

A BILL

For an Act to amend section 17 of "An Act to create sanitary districts in certain localities and to drain and protect the same from overflow for sanitary purposes," approved May 17, 1907, in force July 1, 1907, and to further amend said Act by repealing section 22 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section 22 of an Act entitled, "An
3 Act to create sanitary districts in certain localities and to drain and protect the
4 same from overflow for sanitary purposes," approved May 17, 1907, in force
5 July 1, 1907, be repealed and that section 17 of said Act be amended to read as
6 follows:

7 Sec. 17. The board of trustees shall have power to levy and collect taxes for
8 corporate purposes. Such taxes shall be levied by ordinance specifying the pur-
9 poses for which the same are required, and a certified copy of such ordinance
10 shall be filed with the county clerk of the county in which said district was or-
11 ganized, on or before the second Tuesday in August, as provided in section 122
12 of the General Revenue Law. After the assessment for the current year has been

13 equalized by the State Board of Equalization, said board of trustees shall, as
14 soon as may be, ascertain and certify to such county clerk the total value of all
15 taxable property lying within the corporate limits of such district in each of said
16 counties in which said district is situated, as the same is assessed and equalized
17 for State and county purposes for the current year; and it shall be the duty of
18 said clerk to ascertain the rate per cent which, upon the total valuation of all
19 such property, ascertained as aforesaid, would produce a net amount not less
20 than the amount so directed to be levied; and said clerk shall, without delay,
21 certify under his hand and seal of office to the county clerk of such other county,
22 in which a portion of said district is situate, such rate per cent; and it shall
23 be the duty of each of said county clerks to extend such tax in a separate col-
24 umn upon the books of the collector or collectors of the State and county taxes
25 for said counties, against all property in their respective counties, within the
26 limits of said district. All taxes so levied and certified shall be collected and
27 enforced in the same manner, and by the same officers as State and county
28 taxes, and shall be paid over by the officers collecting the same, to the treasurer
29 of the sanitary district, in the manner and at the time provided by the general
30 revenue law. The aggregate amount of taxes levied for any one year, exclusive
31 of the amount levied for the payment of bonded indebtedness and interest thereon,
32 shall not exceed the rate of 2 per centum upon the aggregate valuation of all
33 property within such district, subject to taxation therein, as the same was equal-
34 ized for State and county taxes for the current year: *Provided*, that an amount
35 not exceeding an additional 3 per centum of such valuation may be levied and col-
36 lected hereunder, if the question of making such additional levy shall have been
37 previously submitted to the legal voters of said district upon not less than three
38 weeks' notice, published as provided in section 2 hereof and a majority of the
39 votes cast shall be in favor thereof: *Provided, further*, that in all cases where
40 any such board of trustees has heretofore certified to the county clerk the said
41 total value of all taxable property in any such district, in the manner and at the
42 time provided in this section, such act of said board of trustees shall be deemed

43 and held legal and valid: *Provided, further, that said taxes herein provided to*
44 *be levied shall not be included in the aggregate of all the taxes required to be re-*
45 *duced under the provisions of an Act entitled, "An Act concerning the levy and*
46 *extension of taxes," approved May 9, 1901, in force July 1, 1901, and Acts*
47 *amendatory thereof.*

- 1 Introduced by Mr. Festerling, March 2, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act for the assessment of property and providing the means therefor, and to repeal a certain Act therein named," approved February 25, 1898, in force July 1, 1898, as subsequently amended, by amending section two (2) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act for the
3 assessment of property and providing the means therefor, and to repeal a cer-
4 tain Act therein named," approved February 25, 1898, in force July 1, 1898,
5 as subsequently amended, be and the same is hereby amended by amending
6 section two (2) thereof to read as follows:

7 Sec. 2. In counties under township organization of less than one hundred
8 twenty-five thousand (125,000) inhabitants, the county treasurer shall be *ex*
9 *officio* supervisor of assessments in his county, and shall receive as compensa-
10 tion for his services as supervisor of assessments the sum of one thousand
11 dollars (\$1,000) per annum; *Provided*, that in counties having a population of
12 less than forty-five thousand (45,000) he shall receive the sum of five hundred

13 dollars (\$500) per annum. He shall have a suitable office, to be provided and
 14 furnished by the county board, in which he shall keep, subject to the inspection
 15 of all persons who shall desire to consult the same, the assessment books re-
 16 turned to him as directed by law. He shall keep his office open for business
 17 from 9 o'clock A. M. to 5 o'clock P. M. of every day except Sundays and legal
 18 holidays, *and except from and after 12 o'clock noon of the last day of each and*
 19 *every week commonly called Saturday.* He may, by and with the advice and con-
 20 sent of the county board, appoint necessary deputies and clerks, their compen-
 21 sation to be fixed by the county board and paid by the county. The supervisor
 22 of assessments shall, on or before the first day of April in each year assemble
 23 all assessors and their deputies for consultation, and shall give such instruc-
 24 tions to them as shall tend to a uniformity in the action of the assessors and
 25 deputy assessors in his county. Any assessor or deputy assessor who shall wil-
 26 fully refuse or neglect to observe or follow the direction of the supervisor of
 27 assessments, which shall be in accordance with law, shall, upon conviction there-
 28 of in any court of competent jurisdiction, for each offense be fined not less than
 29 fifty dollars nor more than five hundred dollars, or be confined in the county
 30 jail not exceeding six months, in the discretion of the court. In counties under
 31 township organization where a town assessor shall be unable alone to perform
 32 all the duties of his office, he may, by and with the advice and consent of the town
 33 board of auditors first obtained, appoint one or more suitable persons to act as
 34 deputies to assist him in making the assessment. The compensation of the town-
 35 ship assessors shall be as follows: In townships containing not less than five
 35½ thousand (5,000) inhabitants they shall receive not less than five dollars (\$5.00)
 36 nor more than ten dollars (\$10.00) per day: *Provided*, that in townships con-
 37 taining more than fifteen thousand (15,000) inhabitants, additional compensation
 38 may be allowed, making their entire compensation for making the assessment a
 39 sum not exceeding one thousand dollars (\$1,000); in townships containing less
 40 than five thousand (5,000) inhabitants they shall receive not less than two and
 41 one-half dollars (\$2.50) nor more than five dollars (\$5.00) per day; necessary

42 deputy assessors shall receive not exceeding five dollars (\$5.00) per day. The
43 compensation as herein provided shall be fixed by the board of town auditors
44 and shall be based upon the time actually employed in the making of such
45 assessment, and such assessors and deputies shall make affidavit of the time so
46 employed. Population as herein used shall be deemed to be the population of
47 such townships as ascertained by the last preceding federal and school census.



- 1 Introduced by Mr. Festerling, March 2, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act to revise the law in relation to clerks of courts," approved March 25, 1874, in force July 1, 1874, as subsequently amended, by amending section six (6) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to revise the law in relation to clerks of courts," approved March 25, 1874, in force July 1, 1874, as subsequently amended, be and the same is hereby amended by amending section six (6) thereof to read as follows:

Sec. 6. The clerks of the circuit courts, and of the superior and criminal courts of Cook county, and the clerks of the county courts shall keep their offices at the court house of their respective counties, and shall keep their offices open and attend to the duties thereof from eight o'clock A. M. to five o'clock P. M. of each working day, except legal holidays *and also except on the last day of the week, commonly called Saturday, from and after the hour of twelve o'clock noon:* Provided, that in counties of two hundred thousand population or over the clerks of the courts herein named shall keep their offices open and attend to the duties thereof during such hours on each day, and on such days as may be ordered by the rule of the court in such county, which rule may be changed from time to time as the judge or judges of said court may see fit.



- 1 Introduced by Mr. Carter, March 2, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act regarding places in which public entertainment of an indecent or lewd character, or tending to corrupt public morals, is given; to declare the same to be public nuisances and to provide for the suppression thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That all theaters, moving picture houses, gardens, buildings, rooms, places or structures in which public entertainment of a lewd or indecent character, or tending to corrupt public morals, is given, are hereby declared to be public nuisances, and shall be abated as hereinafter provided.

Sec. 2. The state's attorney, or any citizen of the county in which such a nuisance exists, may file a bill in chancery in the name of the People of the State of Illinois to enjoin any person or persons from maintaining or permitting such nuisance, and to abate the same, and to enjoin the use of such theater, moving picture house, garden, building, room, place or structure, for such public

6 entertainment, and public entertainment of any kind whatsoever for the period
 7 of one year. Upon the filing of a verified bill in chancery therefor, the court in
 8 term time, or a judge thereof in vacation, if satisfied that the nuisance com-
 9 plained of exists, shall allow a temporary injunction, with bond, unless the bill
 10 is filed by the state's attorney, in such amount as the court may determine,
 11 enjoining all persons from maintaining any such nuisance within the jurisdic-
 12 tion of the court: *Provided*, that no such injunction shall be granted unless it
 13 shall appear to the satisfaction of the court that notice has been served upon
 14 the owner, lessee, or agent of said premises prior thereto. But no such notice
 15 need be served if it shall appear to the satisfaction of the court that upon dili-
 16 gent inquiry such owner, lessee, or agent could not be found within the State of
 17 Illinois for the service of such notice. The lessee, if any, of the premises on or
 18 within which such public entertainment is given, and all other persons inter-
 19 ested, shall be made parties defendant to such bill.

Sec. 3. The defendant shall be required to answer the allegations of such
 2 bill within a time not less than five days after being served with summons, and
 3 as may be provided in such summons. The cause shall be heard immediately
 4 upon issue being joined, and if the hearing is continued beyond the next term, the
 5 court in term time, or a judge thereof in vacation, may permit any citizen of
 6 the county consenting thereto to be substituted for the original relater.

Sec. 4. If the existence of the nuisance is established, the court shall enter
 2 a decree perpetually restraining all persons from maintaining or permitting such
 3 nuisance. If written notice shall have been served upon the owner or agent of
 4 any such place that such place, specifically describing the same, is being used as
 5 a place of public entertainment in which entertainment of a lewd or indecent
 6 character, or tending to corrupt public morals, is being given, naming the date
 7 or dates of its being so used, and requesting an abatement of such nuisance, and if
 8 within five days after the serving of such notice, said nuisance shall not be
 9 abated, the court shall enter a decree restraining all persons from using such

10 place in which said nuisance has been maintained, for any purpose, for a period
11 of one year thereafter, unless such decree is sooner vacated as hereinafter pro-
12 vided, and perpetually restraining the defendant from maintaining any such
13 nuisance within the jurisdiction of the court. While said decree remains in
14 effect, such place shall be in the custody of the court.

Sec. 5. If the owner of the premises, on or within which such nuisance has
2 been found to exist, shall appear and pay all costs which may have been assessed,
3 and shall file a bond with sureties to be approved by the judge, in the penal
4 sum of not less than one thousand dollars nor more than five thousand dollars,
5 as may be fixed by the court, conditioned that such owner will immediately abate
6 such nuisance and prevent such a nuisance from being established or maintained
7 thereon or therein within a period of one year thereafter, the court shall vacate
8 such decree and order of abatement. The release herein provided shall not
9 release such property from any judgment, lien, penalty, or liability to which it
10 may be otherwise subject by law.

Sec. 6. If any lessee or occupant shall use leased premises for the purpose
2 of public entertainment of an indecent or lewd character, or tending to corrupt
3 public morals, or shall permit them to be used for any such purpose, the lease or
4 contract for letting such premises shall, at the option of the lessor, become void.

Sec. 7. If any clause, sentence, paragraph or part of this Act shall for any
2 reason be adjudged by any court of competent jurisdiction to be invalid, such
3 judgment shall not affect, impair or invalidate the remainder of this Act, but
4 shall be confined in its operation to the clause, sentence, paragraph or part
5 thereof directly involved in the controversy in which such judgment shall have
6 been rendered.



- 1 Introduced by Mr. Howard, March 2, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

A BILL

For an Act to amend section three (3) of an Act entitled, "An Act to incorporate companies to do the business of life or accident insurance on the assessment plan and to control such companies of this State, and of other states doing business in this State, and to repeal a certain Act therein named, and providing and fixing the punishment for violation of the provisions thereof," approved June 22, 1893, in force July 1, 1893.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section three (3) of an Act entitled,
3 "An Act to incorporate companies to do the business of life or accident insur-
4 ance on the assessment plan and to control such companies of this State, and of
5 other states doing business in this State, and to repeal a certain Act therein
6 named, and providing and fixing the punishment for violation of the provisions
7 thereof," approved June 22, 1893, in force July 1, 1893, be amended so as to read
8 as follows:

9 "Sec. 3. A corporation organized under the provisions of this Act shall be a
10 body corporate and politic by the name stated in the certificate of organization.

11 and by that name they and their successors may have succession, and shall be per-
12 sons in law capable of suing and being sued and may have power to make and
13 enforce contracts in relation to the business of their corporation; may have and
14 use a common seal, and may change or alter the same at pleasure and they and
15 their successors in their corporate name shall in law be capable of taking, pur-
16 chasing, holding and disposing of real and personal estate for the purpose of
17 their corporation, may by their board of directors, trustees, or managers, make
18 by-laws not inconsistent with the constitution and laws of this State or of the
19 United States, which by-laws shall define the manner of electing directors, trus-
20 tees, or managers and officers of the corporation, and the qualifications and du-
21 ties of the same, with terms of office not exceeding three years, also the qualifica-
22 tions and privileges of the members thereof; *provided, that the directors, trustees,*
23 *or managers of the said corporation shall not be allowed to enter into any general*
24 *or special agency contract for a term exceeding ten years, unless the said contract*
25 *be confirmed, approved and ratified by a majority of the policy holders of said*
26 *corporation at an annual meeting."*



- 1 Introduced by Mr. Pace, March 2, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act entitled, "An Act defining and establishing the boundary and limits of the village of Little York, Illinois, and providing that said Act shall be received as evidence in all courts of this State."

WHEREAS, The village of Little York, in Warren county, Illinois, was duly
2 and legally incorporated by an election held May 10, 1894; and,

3 WHEREAS, The court files in the matter of the incorporation of said village
4 cannot be found, and the records of the county court of Warren county, Illinois,
5 in the matter of the incorporation of said village are defective, in that they do
6 not contain a description of the area comprising, or the boundary or the limits of
7 said village, and nothing is of record or on file in the office of the village clerk of
8 said village, or in the office of the circuit clerk of said Warren county, or in the
9 office of the Secretary of State of the State of Illinois, showing the area com-
10 prising, or the boundary or limits of said village; and,

11 WHEREAS, The area comprising, and the boundary and limits of said village
12 are as hereinafter set forth; therefore,

SECTION 1. *Be it enacted by the People of the State of Illinois,*

2 *represented in the General Assembly:* That the boundaries and limits of the said
3 village of Little York be and the same are hereby defined and established as
4 follows:

5 Commencing at the north line of the right-of-way of the Minneapolis and St.
6 Louis Railroad Company (formerly Iowa Central Railway Company), where it
7 crosses the line between the southeast and the southwest quarter of section twen-
8 ty-one (21), running thence westerly along the north line of said right-of-way to
9 a point four (4) rods west of the line between section twenty (20) and section
10 twenty-one (21), running thence north eighteen (18) rods, running thence west to
11 the west line of the southeast quarter of section twenty (20), running thence south
12 to the southwest corner of the northeast quarter of section twenty-nine (29),
13 running thence east to the southeast corner of the northwest quarter of section
14 twenty-eight (28), running thence north to the place of beginning, all lying and
15 being in township twelve (12) north, range three (3), west of the Fourth Prin-
16 cipal Meridian, in Warren county, Illinois.

Sec. 3. That this Act shall be received in all courts of this State as evidence
2 of the boundaries and limits of said village of Little York.



- 1 Introduced by Mr. Miller, March 2, 1917.
- 2 Read by title, ordered printed and referred to Committee on Education.

A BILL

For an Act to encourage Vocational Education, providing State aid therefor, and accepting the provisions and benefits of an Act of Congress making grants to the states in aid of such vocational education and regulating the distribution of such aid.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* ACCEPT PROVISIONS OF ACT OF CONGRESS.]
3 The provisions of an Act of Congress enacted by the sixty-fifth Congress and ap-
4 proved February 23, 1907, entitled, An Act to provide for the promotion of voca-
5 tional education; to provide for co-operation with the states in the promotion of
6 such education in agriculture and the trades and industries; to provide for co-
7 operation with the states in the preparation of teachers of vocational subjects;
8 and to appropriate money and regulate its expenditure, are hereby accepted by
9 and for the State of Illinois.

Sec. 2. FEDERAL FUNDS.] The benefits of all funds appropriated under such
2 Act are hereby accepted; and the State Treasurer is hereby designated as the

3 custodian of such funds granted to this State under its provisions, and of any
4 other funds of the State herein or otherwise designated as vocational education
5 funds. Such funds shall be by him disbursed according to law, subject to such
6 special provisions as may be herein contained; and he shall make such reports
7 and perform such other duties in relation thereto as are by law required in re-
8 spect of the general funds of the State.

Sec. 3. PURPOSES.] It is the intent of this Act that the schools, courses, and
2 other activities established and maintained under its provisions, shall be calcu-
3 lated to provide practical training in the several industries, trades, arts and busi-
4 nesses, including agriculture, commerce, and the domestic arts, preparing and fit-
5 ting youth for entrance into the vocations; to provide agencies whereby those en-
6 gaged in those vocations may become more efficient and skilled; and collaterally
7 to promote good citizenship. The schools, courses and other activities are in-
8 tended to be for the non-professional vocations, and below college or professional
9 school grade. In asking grants of State and of United States funds, and in ap-
10 proving the expenditure of local funds raised for the purposes of this Act, the
11 State Board of Education shall take into consideration that subjects not imme-
12 diately vocational may be so adjusted to the needs of vocational education as to
13 come within the meaning of this Act. It is intended that there shall be the
14 greatest freedom permitted local communities as to the form, time of holding,
15 curricula, and methods of operating vocational education activities, so long as
16 they come within the specific requirements of this Act and conform to the reason-
17 able requirements of the State board. It is the intent also that all educational
18 activities herein contemplated and supplementary to those providing general
19 education; and that insofar as they may be made to serve the purpose without
20 detriment to the needs of general education in the community, the sites, build-
21 ings, equipments, and other appurtenances of general public education shall be
22 utilized for vocational education purposes.

Sec. 4. STATE BOARD OF VOCATIONAL EDUCATION.] There shall be in the department of registration and education, as created by Act of the General Assembly approved and entitled, An Act in relation to the civil administration of the State government, and subject to the provisions of that Act except as otherwise herein provided, a State Board of Vocational Education; and such board is hereby designated as that required by the Act of Congress aforementioned, in section five thereof, and shall have all the powers and authority therein required, in addition to those herein specified. Such State Board of Vocational Education shall consist of the State Superintendent of Public Instruction, who is its executive officer, and four other members, appointed as provided by the above mentioned Act of the General Assembly in such manner that the terms of two of them shall expire at the end of each biennium. Two of such appointive members shall be executives, and two skilled workers, in business, commerce, industry, agriculture, domestic arts, or other practical vocations; and not more than one shall be from any one vocation. They shall be reimbursed for their necessary expenses and loss of compensation by reason of performance of their duties as members. Such board of vocational education shall be provided with suitable quarters and clerical employees, and may appoint and fix the salaries of such assistants to the State Superintendent of Public Instruction as may be necessary to administer and supervise the vocational education activities contemplated by this Act, and of such other assistants and traveling instructors as may be necessary. Such assistant superintendents and supervisors shall have had practical experience, either as worker or executives in some one or more of the practical non-professional vocations.

Sec. 5. DUTIES OF STATE BOARD OF VOCATIONAL EDUCATION.] In addition to the duties elsewhere herein prescribed, the State Board of Vocational Education shall make such investigations as may appear advisable as to matters affecting the needs of the various communities of the State with respect to vocational education, and the nature and extent of schools or courses and other activities best calculated to supply such needs; encourage local interest in, and the estab-

7 lishment of, courses, institutions, and other activities for the giving of vocational
 8 education and training; in a general way supervise all such schools, courses and
 9 activities, with special reference to their complying with the requirements set up
 10 as precedent to their participation in the distribution of State and United States
 11 aid; prescribe standards to be met by such communities in the establishment and
 12 administration of schools, courses and other activities in order to participate in
 13 such distribution, taking into consideration, however, the special needs and pos-
 14 sibilities of communities; formulate minimum requirements as to the qualifica-
 15 tions and certification of administrative and supervisory officers and of teach-
 16 ers and other assistants of and in the same disburse in the manner provided by
 17 law, by order upon the State Treasurer, the moneys set aside by the State and
 18 appropriated to the State for the purposes contemplated by this Act; and per-
 19 form such other duties as may be necessary to give effect to the provisions of
 20 this Act.

Sec. 6. LOCAL BOARDS OF VOCATIONAL EDUCATION.] In every school district
 2 having a population in excess of twenty thousand inhabitants there shall be, and
 3 in other districts there may be, a local board of vocational education. Such
 4 local board of vocational education shall consist of the superintendent of schools
 5 and of four other persons appointed by the local board of education for a term
 6 not exceeding three years and in such manner that the expirations of the several
 7 terms may be distributed as well as may be throughout the period. The appointive
 8 members of the local board of vocational education may be members of the local
 9 board of education, but shall in any case, be so selected that two shall be execu-
 10 tives and two skilled workers, in business, commerce, industry, the trades, agri-
 11 culture, the domestic arts, or other practical non-professional vocations common
 12 to the community. In case there be no superintendent of schools, or other ad-
 13 ministrative officer of similar function, in a school district, then such officer as may
 14 be by the local board of education designated shall serve as *ex officio* member.
 15 Members of such local boards of vocational education shall be reimbursed for

16 their necessary expenses and loss of remuneration by reason of attendance upon
17 the duties of such board.

Sec. 7. DUTIES OF LOCAL BOARDS OF VOCATIONAL EDUCATION.] The local boards
2 of vocational education shall, in addition to the duties elsewhere herein speci-
3 fied, investigate and keep informed upon the local industrial and other occupa-
4 tional conditions and the local needs in respect of vocational education; deter-
5 mine what schools, courses, or other provisions may be required to supply such
6 needs and to fulfil the requirements of the State Board of vocational Education
7 precedent to participation in the distribution of State and United States funds
8 granted in aid of vocational education; make all required reports to the State
9 Board of Vocational Education and to the local board of education as may be
10 required; determine, subject to the approval of the State Board of Vocational
11 Education and in accordance with the regulations by it established, to what extent
12 schools, courses, or other educational activities supported by public funds comes
13 within the requirements of this Act in order to participate in such distribution
14 of State and United States funds in aid of vocational education; dispose of the
15 products incidental to practical courses in such manner as may be expedient; de-
16 termine the requirements as to qualifications and certification of teachers, admin-
17 istrative officers, and other employees appointed under this Act, in addition to
18 the requirements of the State Board of Vocational Education; and in all other
19 ways necessary to the carrying out of the intent of this Act advise with, report
20 to, and assist the local board of education in the establishment, organization,
21 maintenance and management of means and agencies of whatever sort under-
22 taken under the provisions of this Act. It is the intent of this Act that the
23 organization and facilities of boards of education for general education shall be
24 utilized as far as possible; but that all activities of whatever sort carried on
25 under the provisions of this Act shall be with the approval of the local board
26 of vocational education.

Sec. 8. LOCAL VOCATIONAL EDUCATION FUNDS.] Upon the recommendation of
 2 the local board of vocational education, the local board of education of that dis-
 3 trict shall cause to be levied and collected annually, in the manner provided by
 4 law for other taxes, a tax not to exceed one-half of one per cent upon the as-
 5 sessed valuation thereof, in excess of all other taxes authorized to be levied and
 6 not subject to any provision of law limiting the total amount of taxes permitted
 7 to be levied in such district. The proceeds of such tax, and such other moneys
 8 as may be granted to the district by the State or the United States in aid of
 9 vocational education, shall be kept separate from all other funds, and shall be dis-
 10 bursed by the local board of education upon the recommendation of the local
 11 board of vocational education exclusively for the purpose herein set forth, name-
 12 ly: the purchase or rental of sites, buildings and equipment intended primarily
 13 for instruction in vocational education activities; the payment of salaries of
 14 superintendents, supervisors, principals, teachers, instructors, and others neces-
 15 sarily employed in carrying on vocational education activities; the training of
 16 teachers of vocational subjects; the purchase of materials necessary to the proper
 17 conduct of such vocational education activities; and the maintenance of agencies
 18 for inquiring into local needs and conditions as to vocational education, the ex-
 19 tent and nature of local vocations and employment, the guidance of youth in the
 20 selection of vocations and courses, and the securing of employment for youth
 21 coming within the provisions of this Act. It is provided, however, that no
 22 State or United States moneys granted in the aid of vocational education shall
 23 be spent otherwise than for salaries and materials, the intent being that local
 24 communities shall provide and equip buildings and other required quarters and
 25 equip them; and it is further provided, that the vocational education funds
 26 herein provided shall be disbursed only upon recommendation of the local board
 27 of vocational education.

Sec. 9. REIMBURSEMENT BY STATE.] Whenever it shall appear to the satis-
 2 faction of the State Board of Vocational Education that any vocational school
 3 district has maintained during the preceding year or half year (according to the

4 regulations by it established) schools, courses, or other activities contemplated
 5 by this Act, and meeting the requirements herein set forth and set up by the
 6 State Board of Vocational Education in compliance with the provisions of this
 7 Act, then the State Board of Vocational Education shall cause the local dis-
 8 trict to be reimbursed in equal portions out of funds appropriated by the State
 9 for that purpose and granted to the State by the United States in aid of voca-
 10 tional education, for the full amount spent by the local district for salaries and
 11 material under the provisions of this Act.

Sec. 10. LOCAL SUPERVISION.] In every district maintaining vocational edu-
 2 cation activities as contemplated by this Act, and entitled to receive State and
 3 United States aid to the amount of seven thousand dollars or more annually, there
 4 shall be a supervisor, or an assistant to the superintendent of schools, part or all
 5 of whose time shall be devoted to the supervision and administration of voca-
 6 tional education and its related activities. Such supervisors administrative offi-
 7 cer shall have had practical experience as a worker or executive in some one or
 8 more branches of business, industry, trade, commerce, agriculture, or other non-
 9 professional vocation.

Sec. 11. SUPERVISORS AND INSTRUCTORS: CERTIFICATION AND QUALIFICATIONS.]
 2 All superintendents, supervisors, principals, teachers, instructors, or other as-
 3 sistants necessary to the conduct of the schools, courses and other activities
 4 herein contemplated shall be appointed and their terms and salaries fixed (sub-
 5 ject to the provisions of law relating to other educational employees in the same
 6 district) by the local board of education upon the recommendation of the local
 7 board of vocational education; and none shall be appointed, except temporarily
 8 to meet emergencies, who have not been certificated under the regulations set up
 9 by the State Board of Vocational Education in accordance with the provisions of
 10 this Act. In such certifications practical experience in a vocation or branch there-
 11 of shall have greater weight than academic, theoretical, or laboratory expe-
 12 rience; and in appointments to be made, preference shall be given under reason-

able limitations to those having had such practical experience; and no one shall be appointed to a subordinate supervisory position, including the principalship of a vocational school or of a school wherein the expenditure for salaries of teachers of vocational subjects exceeds seven thousand dollars per year, who has not had practical experience in some one or more of the practical non-professional vocations herein contemplated, and who has not been actively engaged therein for at least one year: *Provided, however,* that when an existing school comes under the provisions of this Act the principal, teachers and instructors therein may, at the option of the local board of vocational education, be retained therein.

Sec. 12. Whenever local provision shall have been made by any district, the local board of education may require the youth and children resident or employed therein to be subject to the following requirements in addition to those provided by law relating to school attendance and employment:

(a) Children and youth under eighteen years of age employed in accordance with the provisions of law, shall attend daytime schools or courses at least 250 hours each year, and employers shall permit them to attend without loss of pay up to 300 hours yearly, and shall arrange their hours of work so as to make such attendance reasonably convenient: *Provided, however,* that when an employer or a group of employers, or a group of employees are conducting and maintaining a school or course of a character and with a purpose approved by the local board of vocational education, attendance therein or thereon for the time specified may be accepted as satisfactory. The attendance here required may be continuous or otherwise, as may be arranged with the consent of the local board of vocational education.

(b) Children and youth in the category above, who are not actually employed and who are not in regular attendance upon some approved day school, must attend regularly a day vocational school during the time so unemployed, if such a school be then in session. Youth actually employed upon farms or in household work at home, shall satisfy this requirement by attendance for five months yearly.

22 (c) Attendance upon evening vocational schools for twice the time above
 23 specified may be accepted by the local board of vocational education as equiv-
 24 alent to the requirements of the paragraph above.

25 (d) The day vocational schools herein contemplated are intended for chil-
 26 dren and youth who have reached the age of fourteen years, or who have com-
 27 pleted the equivalent of a seven years course in an elementary school. The local
 28 board of vocational education may, in special cases, permit children to attend
 29 such school who do not meet this requirement.

Sec. 13. NON-RESIDENT PUPILS.] Children and youth resident in a district
 2 wherein no adequate vocational schools or courses, as herein contemplated, are
 3 maintained may, with the consent of the boards of education of the districts in-
 4 volved, attend the vocational schools or courses in a district where such are main-
 5 tained; and the districts wherein they reside shall be liable for the cost of their
 6 instruction.

Sec. 14. UNION DISTRICTS.] Two or more school districts, whether independ-
 2 ent in territory or partly or wholly coterminous, for the purpose of establishing
 3 and maintaining vocational schools, courses, or other activities, may in such man-
 4 ner as their several boards of education agree, combine to constitute one voca-
 5 tional school district with one vocational education board, one tax levy, one dis-
 6 tribution of State and United States funds in aid of vocational education, and one
 7 set of executive and administrative officers. The local board of vocational edu-
 8 cation shall in that case be appointed jointly by the several local boards of educa-
 9 tion, as nearly as may be, in compliance with the requirements of this Act; and
 10 the management, maintenance, and control of such schools and courses or other
 11 activities shall be under such regulations as may be agreed upon by the several
 12 boards of education. Whenever such a joint vocational education district shall
 13 have been formed, it shall not be dissolved except by consent of all the districts
 14 party thereto, or by the consent of the State Board of Vocational Education.

Sec. 15. DEFINITIONS.] The words "school district," as used in this Act,
2 shall mean any political organization constituted by or in accordance with the
3 provisions of the statutes for maintaining public elementary or secondary
4 schools, whatever the title or style thereof; and the words "board of education,"
5 as used herein, shall mean the governing body of any such district, however
6 otherwise designated by law.

Sec. 16. REPEAL.] All Acts or parts of Acts in any way conflicting with
2 the provisions of this Act are hereby repealed insofar and to the extent that
3 they so conflict.



- 1 Introduced by Mr. Frisch, March 2, 1917.
- 2 Read by title, ordered printed and referred to Committee on Elections.

A BILL

For an Act to amend an Act entitled, "An Act regulating the holding of elections and declaring the result thereof in cities, villages and incorporated towns in this State," approved June 19, 1885, in force July 1, 1885, as amended by an Act approved June 18, 1891, in force July 1, 1891, as amended by an Act approved April 24, 1899, in force July 1, 1899, and as amended by all other Acts amendatory thereof, by amending section 4 and section 16 of article III thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act regulating
3 the holding of elections and declaring the result thereof in cities, villages and in-
4 corporated towns in this State," approved June 19, 1885, in force July 1, 1885, as
5 amended by an Act approved June 18, 1891, in force July 1, 1891, as amended by
6 an Act approved April 24, 1899, in force July 1, 1899, and as amended by all other
7 Acts amendatory thereof, be and the same is hereby amended by amending sec-
8 tion 4 and section 16 of article III thereof so that said sections when amended
9 shall read as follows:

Article III, Section 4. At the end of each day's registry or revision of reg-
2 istration said judges shall each sign his name at the end of the list on each page

3 so that no new name can be added without discovery and shall also sign a certifi-
 4 cate as hereinafter provided, but before doing so the said judges and clerks
 5 shall compare the three registers so kept and cause any differences to be cor-
 6 rected and to make the same agree in all respects: *Provided*, that no additional
 7 statements shall be entered in the public register other than the names and resi-
 8 dences of persons registered, and said judges shall then attach at the end of each
 9 register in substance the words and figures following:

10 We, the undersigned, judges of election in the.....precinct of
 11 the ward of the city of....., in the State of
 12 Illinois, do jointly and severally certify that at the general registration of elec-
 13 tors in said election precinct on the.....day of, there were
 14 registered by us in the said election precinct the names which in this book are en-
 15 tered, except those indicated as registered by the chief clerk of the board of
 16 election commissioners, and that the number of registered and qualified voters
 17 was and is the number of

18 Dated.....

Sec. 16. Every general registration shall be made in the same manner and
 2 in conformity with directions heretofore given: *Provided, however*, that at any
 3 time during regular office hours except during the following periods of time, viz:
 4 from five weeks prior to any election for which a general registration is required
 5 to thirty days after said election; from four weeks prior to any election for
 6 which an intermediate registration or revision of registry is required to thirty
 7 days after said election; and from one week prior to any election for which no
 8 previous revision of the registry is required to two weeks after said election, any
 9 person may make application for registration to the board of election commission-
 10 ers by filing in person with the chief clerk of said board on a blank furnished by
 11 said board an affidavit in substantially the following form:

12 I,, do solemnly swear that I am a citizen of
 13 the United States; that I amyears of age; that I have resided in the
 14 United States for the period of, in the State of Illinois for the period

15 of....., in the county of..... for the period of.....
 16 in the precinct of the ward in the city of.....
 17 in said county and State for the period of....., and at No.
 18 street, where I now reside, in said precinct for the period
 19 of.....; that I last registered in said city for the
 20 election of, from No. street; that I was
 21 born in If naturalized, the date of my naturaliza-
 22 tion papers is; that said naturalization papers were issued
 23 by the court of.....; and that I have never been con-
 24 victed of any crime, or if convicted, was pardoned on.....by the
 25 Governor of State.

26 Said chief clerk shall thereupon administer to said applicant the same oath or
 27 affirmation as is required of applicants before the various boards of registry.
 28 Said chief clerk shall have the same power and duty to examine and determine
 29 the qualification of said applicant as is given to the judges of election in the vari-
 30 ous precincts, and shall enter the information required in the respective
 31 columns of each of the three registry books that are to be used for the ensuing
 32 election. Said chief clerk shall also sign his name in the column "Remarks" to
 33 indicate that said registration was made by him. Such registration when so made
 34 shall have the same validity and effect as if made by the board of registry in
 35 the precinct in which said applicant resides, and shall be subject to be erased or
 36 restored as in this Act provided, and said applicant shall have the right of a
 37 hearing or review before the board of election commissioners or the courts as is
 38 provided for applicants before the boards of registry.

39 At every general registration, except as above provided, every person desir-
 40 ing registration must appear in person and make application under oath as in
 41 the case of the first registration herein provided. The same form of blanks and
 42 methods of proceeding shall be had before and by the board of registry and by
 43 the canvassers, and by and before the judges of election, clerks and by the board
 44 of election commissioners and county court in every subsequent general registra-
 45 tion as directed herein for the first registration and election following the same.

1 Introduced by Mr. Frisch, March 2, 1917.

2 Read by title, ordered printed and referred to Committee on Elections.

A BILL

For an Act to provide a method of voting at any special, general or primary election by electors expecting in the course of their business or duties to be absent from the county in which they are electors.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That any qualified elector of the State
3 of Illinois having duly registered where such registration is required, who ex-
4 pects in the course of his business or duties to be absent from the county in which
5 he is a qualified elector on the day of holding any special, general or primary
6 election at which any presidential preference is indicated or any candidates are
7 chosen or elected, for any congressional, State, district, county, town, city, vil-
8 lage, precinct or judicial offices, or at which questions of public policy are submit-
9 ted, may vote at such election as hereinafter provided.

Sec. 2. APPLICATION FOR BALLOT.] Any elector as defined in the foregoing
2 section expecting to be absent from the county of his residence on the day of
3 such election may not more than fifteen nor less than three days prior to the
4 date of such election make application to the county clerk or, where existing, to

5 the board of election commissioners, or other officer or officers charged with the
6 duty of furnishing ballots for such election in his voting precinct, for an official
7 ballot for said precinct to be voted at such election.

Sec. 3. FORM OF APPLICATION.] Application for such ballot shall be made on
2 a blank to be furnished by the county clerk or the board of election commission-
3 ers or other officer or officers charged with the duty of furnishing ballots as
4 aforesaid, as the case may be, and shall be substantially in the following form:

5 AFFIDAVIT AND APPLICATION FOR BALLOT.

6 To be voted at the.....election in the..... precinct
7 of the..... ward in the city or town of.....,
8 county of....., and State of Illinois.

9 STATE OF..... }
10 COUNTY OF..... } ss.

11 I,, do solemnly swear that I am a resident
12 of the.....precinct of the town of..... or of the.....
13 ward in the city of....., residing at.....
14 in said city or town, in the county of..... and State of Illinois,
15 and entitled to vote in such precinct at an.....election to be held
16 therein on; that my business or duties are.....,
17 and that in the course of my business or duties I expect to be absent from the
18 said county of my residence on the date of holding such election, and that I will
19 have no opportunity to vote in person on that day.

20 I hereby make application for an official ballot or ballots to be voted by me
21 at such election, and I agree that I shall return said ballot or ballots to the offi-
22 cial issuing the same not less than twenty-four hours prior to the opening of the
23 polls on the date of the election.

24
25 Post office address to which ballot is to be mailed:
26

32 Official Capacity.

34 *Provided*, that if application be made for a primary election ballot, such ap-
35 plication shall designate the name of the political party with which the applicant
36 is affiliated.

Sec. 5. ENVELOPE FOR BALLOT.] It shall be the duty of said county clerk or
2 board of election commissioners or other officer or officers as aforesaid to fold
3 the ballot or ballots in the manner specified by the statute for folding ballots prior
4 to their deposit in the ballot box, and he shall enclose such ballot or ballots in an
5 envelope unsealed to be furnished by him, which envelope shall bear upon the face
6 thereof the name, official title, and post office address of such officer or officers,
7 and upon the other side a printed affidavit in substantially the following form:

10 I,, do solemnly swear that I am a resident
11 of the.....precinct of the town of....., or of the.....

ward in the city of....., residing at..... in said
city or town in the county of..... and State of Illinois, and am entitled
to vote in such precinct at the.....election to be held on.....;
that my business or duties are.....; and that in the course of
my business or duties I expect to be absent from the said county of my residence
on the date of said election.

I further swear that I marked the enclosed ballot in secret.

.....

Subscribed and sworn to before me this.....day of,
A. D., and I hereby certify that the affiant exhibited the enclosed
ballot to me unmarked, and that he then in my presence and in the presence of
no other person and in such manner that I could not see his vote, marked such
ballot and enclosed and sealed the same in this envelope, and that the affiant was
not solicited or advised by me to vote for or against any candidate or propo-
sition.

.....

.....

Official Capacity.

Provided, that if the ballot enclosed is to be voted at a primary election the
affidavit shall designate the name of the political party with which the voter is
affiliated.

In addition to the above, the said officer or officers shall provide printed slips
giving full instructions regarding the manner of marking and returning the bal-
lot in order that the same may be counted, and shall furnish one of said printed
slips to each of said applicants at the same time the ballot is delivered to him.

Sec. 6. AFFIDAVITS, MARKING AND RETURNING BALLOT.] Such absent voter
shall make and subscribe to the affidavits provided for in the application and on
the return envelope for said ballot before an officer authorized by law to admin-
ister oaths and such voter shall exhibit the ballot to such officer unmarked, and

5 shall thereupon, in the presence of such officer and of no other person, mark
 6 such ballot or ballots, but in such manner that such officer cannot know how such
 7 ballot is marked, and such ballot or ballots shall then in the presence of such
 8 officer be refolded by such voter in the manner required to be folded before de-
 9 positing the same in the ballot box, and be in the presence of such officer depos-
 10 ited in such envelope and the envelope securely sealed. Such officer shall then
 11 endorse his certificate upon the back of said envelope and said envelope shall be
 12 mailed by such voter, postage prepaid, to the officer issuing the ballot or, if
 13 more convenient, it may be delivered in person, but in any event it must be re-
 14 turned into the hands of the officer not less than twenty-four hours before the
 15 polls are opened on the day of the election.

Sec. 7. CUSTODY OF THE BALLOT.] Upon receipt of such absent voter's ballot,
 2 the officer or officers above described shall forthwith enclose the same unopened,
 3 together with the application made by said absent voter in a larger or carrier
 4 envelope which shall be securely sealed and endorsed with the name and official
 5 title of such officer and the words, "This envelope contains an absent voter's
 6 ballot and must be opened only at the polls on election day immediately after
 7 said polls are closed," together with the number and description of the precinct
 8 in which said ballot is to be voted, and such officer shall thereafter safely keep
 9 the same in his office until delivered by him as provided in the next section.

Sec. 8. ENVELOPES—DELIVERY TO JUDGES OF ELECTION.] In case an absent
 2 voter's ballot is received by the said officer prior to the delivery of the official
 3 ballots to the judges of election of the precinct in which said elector resides,
 4 such ballot envelope and application, sealed in the carrier envelope, shall be en-
 5 closed in such package and therewith delivered to the judges of such precinct.
 6 In case the official ballots for such precinct have been delivered to the judges of
 7 election at the time of the receipt by the county clerk, board of election commis-
 8 sioners, or other officer or officers as aforesaid, of such absent voter's ballot,
 9 such officer shall immediately enclose said envelope containing the absent voter's

10 ballot, together with his application therefor, in a larger or carrier envelope
 11 which shall be securely sealed and addressed on the face to the judges of election,
 12 giving the name or number of precinct, street and number of polling place, city
 13 or town in which such absent voter is a qualified elector, and the words, "This
 14 envelope contains an absent voter's ballot and must be opened only on election
 15 day at the polls immediately after the polls are closed," mailing the same, post-
 16 age prepaid, to such judges of election, or if more convenient, such officer may
 17 deliver such absent voter's ballot to the judges of election in person or by duly
 18 deputized agent, said officer to secure his receipt for delivery of such ballot or
 19 ballots: *Provided, however,* that such delivery of ballots by person is to be
 20 made without expense to the county, city or town, as the case may be.

Sec. 9. OPENING ENVELOPE AND VOTING BALLOT.] At the close of the regular
 2 balloting and at the close of the polls the judges of election of each voting pre-
 3 cinct shall proceed to cast the absent voter's ballots separately, and as each
 4 absent voter's ballot is taken shall open the outer or carrier envelope, announce
 5 the absent voter's name, and compare the signature upon the application with the
 6 signature upon the affidavit on the ballot envelope. In case the judges find the
 7 affidavits properly executed, that the signatures correspond, that the applicant is
 8 a duly qualified elector in the precinct, and that the applicant has not voted in
 9 person at such election, they shall open the envelope containing the absent
 10 voter's ballot in such manner as not to deface or destroy the affidavit thereon,
 11 or mark or tear the ballots therein, and take out the ballot or ballots therein
 12 contained without unfolding or permitting the same to be unfolded or examined,
 13 and having endorsed the ballot in like manner as other ballots are required to
 14 be endorsed, shall deposit the same in the proper ballot box or boxes and enter
 15 the absent voter's name in the poll book the same as if he had been present and
 16 voted in person.

17 In case such affidavit or the certificate of the officer before whom the same
 18 is taken is found to be insufficient or that the signatures do not correspond, or that

19 the applicant is not a duly qualified elector in such precinct or that the ballot
 20 envelope is open or has been opened and resealed, or that said voter has already
 21 voted in person at such election, such vote shall not be allowed, but without open-
 22 ing the absent voter's envelope the judge of such election shall mark across the
 23 face thereof, "Rejected," giving the reason therefor.

24 In case the ballot envelope contains more than one ballot of any kind, said
 25 ballots shall not be counted, but shall be marked "Rejected," giving the reason
 26 therefor.

27 The absent voters' envelopes and the absent voters' envelope with its con-
 28 tents unopened, when such absent vote is rejected, shall be retained and pre-
 29 served in the manner as now provided for the retention and preservation of
 30 official ballots rejected at such election.

Sec. 10. CHALLENGES.] The challengers of the respective parties or candi-
 2 dates shall be permitted to be present during the casting of the absent voters'
 3 ballots and the vote of any absent voter may be challenged for cause the same
 4 as if he were present and voted in person, and the judges of the election shall
 5 have all the power and authority given by law to hear and determine the legal-
 6 ity of such ballot the same as if the voter were present in person: *Provided,*
 7 *however,* that if a challenge to any absent voter's right to vote is sustained,
 8 notice of the same must be given by the judges of election by mail addressed to
 9 the voter's place of residence.

Sec. 11. BALLOT OF DECEASED VOTER.] Whenever it shall be made to appear
 2 by due proof to the judges of election that any elector who has marked and
 3 forwarded his ballot as provided in this Act has died prior to the opening of the
 4 polls on the date of the election, then the ballot of such deceased voter shall be re-
 5 turned by the judges of election in the same manner as provided for rejected
 6 ballots above; but the casting of the ballot of a deceased voter shall not invali-
 7 date the election.

Sec. 12. VOTING MACHINE.] In all counties, cities, towns and precincts in
2 which voting machines are used, all the provisions of the election laws now in
3 force and not inconsistent with the provisions of this Act relating to the furnish-
4 ing of ballot boxes, printing and furnishing official ballots and supplies in such
5 number as provided by law, the canvassing of the ballots and making the proper
6 return of the result of the election, shall apply with full force and effect: *Pro-*
7 *vided, however,* that the number of ballots to be printed shall be in the discretion
8 of the officers charged with printing and furnishing the same in said precincts,
9 towns, cities or counties.

Sec. 13. PENALTY CLAUSE.] If any person shall wilfully swear falsely to any
2 such affidavit, he shall, upon conviction thereof, be guilty of perjury and shall
3 be punished as in such case is by law provided. If any person who, having pro-
4 cured an official ballot or ballots as heretofore provided, shall wilfully neglect or
5 refuse to cast or return same in the manner heretofore provided, or shall wilfully
6 violate any provision of this Act, he shall be guilty of a misdemeanor and shall
7 be fined not to exceed one hundred dollars, or imprisoned in the county jail not
8 to exceed thirty days. If any county clerk or member or clerk of the board of elec-
9 tion commissioners or any other election officer or officers shall refuse or neglect
10 to perform any of the duties prescribed by this Act, or shall violate any of the
11 provisions thereof, he shall, upon conviction, be fined not less than one hundred
12 dollars nor more than one thousand dollars, or imprisoned in the county jail not
13 to exceed ninety days.

Sec. 14. CONSTRUCTION OF THE STATUTE.] This Act shall be deemed to pro-
2 vide a method of voting in addition to the method now provided by statute, and
3 to such extent as amendatory of existing statutes relating to the manner and
4 method of voting.

Sec. 15. All Acts and parts of Acts in conflict herewith are hereby repealed.



1 Introduced by Mr. Mueller, March 2, 1917.

2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to provide for the sale of automobiles, auto-trucks, motorcycles and other self-propelled vehicles and for giving bills of sale for same, and recording bills of sale.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That all manufacturers and dealers in
3 automobiles, auto-trucks, motorcycles and other self-propelled vehicles shall, at
4 the time of making any sale of any such vehicles, execute and deliver to every
5 purchaser to whom any sale of such vehicles is made, a bill of sale in which shall
6 be stated the name of the manufacturer and also giving the name and number
7 of the vehicle sold, together with all numbers or other mark or marks upon the
8 motor, or other parts of the vehicle by which it may be known or designated,
9 stating the name of the person to whom each of such vehicles is sold, together
10 with the date, and place of sale, and place of residence of the purchaser, and such
11 purchaser shall, within five (5) days after making any such purchase, file such
12 bill of sale in the recorder's office of the county where such purchaser resides.

Sec. 2. That every corporation, association, or person having or possessing
2 any automobile, auto-truck, motorcycle, or other self-propelled vehicle, before of-
3 fering any such vehicle for sale, in this State, shall show to the purchaser, or
4 proposed purchaser of any such vehicle, a duly, and properly executed bill of
5 sale, as provided in this Act from the person or persons, corporation or associa-
6 tion from whom such person so offering said vehicle for sale purchased the same,
7 which bill of sale shall also state the place of residence of the seller and town,
8 county, and state where said bill of sale had been recorded, and the date of the
9 recording, together with the record book and page wherein the same is recorded,
10 and any such corporation, association, or person when it, they or he shall make a
11 sale of any such vehicle shall execute and deliver a similar bill of sale to the
12 purchaser, reciting in said bill of sale all the things required by section 1 to be
13 stated in such bills of sale and also stating the place where and the book, and
14 page of record of the bill of sale given to, and received by said seller of such
15 vehicle, together with the date of his purchase.

Sec. 3. Any person or persons, corporation or association owning an auto-
2 mobile, auto-truck, motorcycle or other self-propelled vehicle in this State at the
3 time this Act takes effect, or who shall come into this State with any such vehicle
4 from another state, and desire to sell such vehicle shall before offering any such
5 vehicle for sale, if he has a bill of sale, place the same on record in the record-
6 er's office of the county wherein he resides or wherein he may desire to make
7 sale of such vehicle, and if he has no such bill of sale he shall make out, subscribe,
8 and swear to an affidavit in which he shall state all the things required to be
9 stated or inserted in a bill of sale by section one (1) of this Act, and shall record
10 the same in the recorder's office of the county where he resides or desires to
11 make such sale, and exhibit the same, together with the certificate of record-
12 ing thereon to any person, or persons desiring to purchase or to whom he may
13 sell such vehicle, and if any such person, corporation or association shall sell any
14 such vehicle he, it or they shall execute, and deliver to the purchaser a bill of sale
15 therefor, which bill of sale shall contain a statement of all the things required by

16 the provisions of section one (1) of this Act to be stated in a bill of sale, and shall
17 state in such bill of sale in addition thereto, the book, page and date of the
18 record of the bill of sale or affidavit so required to be filed by the seller.

Sec. 4. Every person filing a bill of sale or affidavit provided for in this
2 Act shall pay to the recorder at the time of filing such bill of sale the sum of
3 seventy-five cents, which shall be in full of all charge by the recorder for record-
4 ing such bill of sale or affidavit.

Sec. 5. Any person, corporation or association offering to sell any automo-
2 bile, auto-truck, motoreycle or any self-propelled vehicle without having first com-
3 plied with the provisions of this Act by recording a bill of sale or an affidavit in
4 accordance with the provisions of this Act showing their title to such vehicle
5 shall be guilty of a misdemeanor and on conviction shall be fined in any sum not
6 less than fifty (\$50.00) dollars nor more than five hundred (\$500.00) dollars for
7 the first offense, and not less than one hundred (\$100.00) dollars or imprison-
8 ment in the county jail or both in the discretion of the court for each succeeding
9 offense.



1 Introduced by Mr. Benson, March 7, 1917.

2 Read by title, ordered printed and referred to Committee on Municipalities.

A BILL

For an Act in relation to the oiling of dirt roads or streets in cities, towns or villages
and to provide a means for defraying the cost thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That whenever a petition containing the
3 names of the owners of fifty per cent (50%) or more of all the real estate abut-
4 ting on any dirt road, highway, street or alley within the limits of any city, town
5 or village, shall be presented to the board of local improvements of such city,
6 town or village, asking that such road, highway, street or alley be oiled at least
7 once during each year for a period of not less than two (2) or more than ten
8 (10) years, such board of local improvements shall cause to be prepared an or-
9 dinance providing for the oiling of such road, highway, street or alley at least
10 once in each year for a period of time to be fixed by such ordinance, not less
11 than two (2) years or more than ten (10) years. Such board shall also prepare
12 or cause to be prepared an estimate of the cost of oiling such road, highway,
13 street or alley in accordance with the provisions of section ten (10) of an Act
14 entitled, "An Act concerning local improvements," approved June 14, 1897, in

15 force July 1, 1897, as subsequently amended, which estimate shall be presented
16 to the city council or board of trustees of such city, town or village with said
17 ordinance. *Provided*, that in any city, town or village having no board of local
18 improvements, the duties hereby imposed upon such board shall be performed
19 by the clerk of such city, town or village.

Sec. 2. When any such city, town or village shall, by ordinance, provide for
2 the oiling of any dirt road, highway, street or alley within its limits, it shall,
3 by the same ordinance, prescribe whether the same shall be paid for either by
4 special assessment or special taxation of contiguous property, or general tax-
5 ation, or both. Such ordinance shall also fix the number of years not less than
6 two (2) or more than ten (10) years during which such road, highway, street or
7 alley shall be oiled at least once each year.

Sec. 3. No ordinance for the oiling of any dirt road, highway, street or
2 alley within the limits of any city, town or village, to be paid for in whole or in
3 part by special assessment, or special taxation, shall be considered or passed by
4 any city council, or board of trustees, of any city, town or village, except upon
5 the presentation of a written petition containing the names of the owners of
6 fifty per cent (50%) or more of all the property abutting on such road, high-
7 way, street or alley.

Sec. 4. Upon the adoption of any ordinance by the legislative authority of
2 any city, town or village providing for the oiling of any dirt road, highway,
3 street or alley, within its limits, to be paid for in whole or in part by special
4 assessment, or special taxation, it shall be the duty of the clerk of such city,
5 town or village to file in the name of the municipality a petition in some court of
6 record of the county in which such city, town or village is situated, praying that
7 a commissioner be appointed to ascertain the property to be benefited by the oil-
8 ing of such road, highway, street or alley, and the amount or extent of such bene-
9 fit: *Provided*, that city courts shall have jurisdiction only within their respect-
10 ive territorial jurisdictions.

Sec. 5. Upon the filing of any such petition which shall contain, or have attached thereto, a copy of the ordinance providing for the oiling of such road, highway, street or alley, the court shall appoint a commissioner to investigate and report to the court the real estate that will be benefited by the oiling of such road, highway, street or alley, and the amount of such benefits to each parcel of real estate so benefited. The president of the board of local improvements, or the clerk of the petitioning municipality, shall be competent to act as such commissioner. Such commissioner shall be allowed a fee for his services, to be fixed by the court in advance, and taxed as costs. He shall be duly sworn to make a true and just assessment of the cost of the oiling of such road, highway, street or alley, according to law.

Sec. 6. Such commissioner shall make such investigation and prepare and file in court his report or assessment roll accordingly. Said assessment roll shall contain the commissioner's estimate of the proportion of the total cost of the oiling of such road, highway, street or alley, that will be of benefit to the public and the proportion thereof that will be of benefit to the property and shall apportion the same between the municipality and such property, so that each shall bear its relative equitable proportion. Said assessment roll shall also contain a list of the lots, blocks, tracts and parcels of real estate that will be specially benefited by the oiling of such road, highway, street or alley, and shall describe the same by a reasonably accurate description. The amount so found to be of benefit to the property shall be apportioned and assessed upon the several lots, blocks tracts and parcels in the proportion in which they will be severally benefited: *Provided*, that no lot, block, tract or parcel of real estate shall be assessed an amount in excess of the amount that it will be actually benefited.

Sec. 7. Proceedings for the levying and collecting of a special assessment, or special tax, on contiguous property to defray the cost of the oiling of any such road, highway, street or alley, and the letting of contracts therefor, shall be had under and in accordance with the provisions of sections 35, 36, 40, 41, 42, 44

5 to 52 inclusive, 55, 56, 61 to 77 inclusive, 80 to 85 inclusive, 90, 91 and 93 to 96 in-
 6 clusive, of an Act entitled, "An Act concerning local improvements," approved
 7 June 14, 1897, in force July 1, 1897, as subsequently amended. *Provided*, that
 8 such assessment or tax shall be divided into annual installments for the period
 9 of time fixed by the ordinance, which installments shall not bear interest. *Pro-*
 10 *vided, further*, that no bonds shall be issued by any municipality for the pur-
 11 pose of anticipating the collection of any special assessment, or tax, or install-
 12 ment thereof, levied as provided in this Act. *And provided*, that in any city, town
 13 or village having no board of local improvements or superintendent of special
 14 assessments, the duties, rights and privileges hereby imposed upon and granted
 15 to the board of local improvements and superintendent of special assessments,
 16 shall be performed and exercised by the clerk of such municipality.

Sec. 8. Supplemental special assessments, or taxes, may be made or levied
 2 and rebates shall be allowed in accordance with section 59 of an Act entitled, "An
 3 Act concerning local improvements," approved June 14, 1897, in force July 1,
 4 1897, as subsequently amended: *Provided*, that no public hearing shall be had
 5 on any such supplemental proceeding.

Sec. 9. If, for any reason, after the confirmation of the special assessment,
 2 or tax, any such road, highway, street or alley is not oiled in any year during
 3 the period of time fixed by the ordinance, a proper proportion of such assess-
 4 ment, or tax, shall abate, and the assessment, or tax, against each and every
 5 parcel of property so assessed shall be reduced accordingly. And, if such road,
 6 highway, street or alley is permanently improved by paving, or otherwise, after
 7 the confirmation of such assessment, or tax, and during the period of time fixed
 8 by the ordinance for the oiling of such road, highway, street or alley, all assess-
 9 ments, or taxes, or installments thereof, for oiling to be done after such road,
 10 highway, street or alley shall be so permanently improved, shall immediately
 11 abate and be null and void.

Sec. 10. The court hearing the petition to confirm the assessment roll shall
2 retain jurisdiction of the subject matter during the entire period of time fixed
3 by the ordinance for the oiling of such road, highway, street or alley and shall
4 hear, in term time or vacation, any motion by any party, or parties, in interest, to
5 abate any assessments, or taxes, or installments thereof, as provided in the pre-
6 ceding section. The court shall have power to impanel a jury, hear the evidence
7 with or without a jury, and render such judgment in the premises as shall be
8 just and equitable to all persons concerned.



1 Introduced by Mr. Carter, March 7, 1917.

2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act entitled, "An Act to regulate and license social service enterprises, and
to define these terms."

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* It shall be unlawful for any individual,
3 society, association, or corporation to be engaged in or operate any social
4 service enterprise, without first applying for and obtaining a license therefor
5 from the State Department of Public Welfare, as hereinafter provided.

Sec. 2. An individual, society, association, or corporation shall be held to
2 operate or be engaged in a social service enterprise, if funds, clothing, food, or
3 other materials are solicited, collected, or received from the general public, for
4 the purpose of doing charity or improving the public welfare, as herein defined:
5 *Provided, however,* that nothing in this Act shall apply to:

6 a. Departments or institutions duly constituted, maintained, and operated
7 by the United States Government, by the State of Illinois, or by any county or
8 municipality of the State of Illinois, or

9 *b.* Organizations, associations, or corporations, duly accredited by the State
 10 of Illinois, as provided in the Act concerning treatment and control of depend-
 11 ent, neglected, and delinquent children, approved April 21, 1899, and in force
 12 July 1, 1899, and as amended June 4, 1907; or

13 *c.* An individual who shall use his own funds for the purpose of doing
 14 charity or improving the public welfare, provided such funds shall have been
 15 secured other than by solicitation for the doing of charity or the improving of
 16 the public welfare as herein defined; or

17 *d.* An organization, association, or corporation, deriving its funds solely
 18 from its membership, and using all the funds disbursed for charitable purposes
 19 for the benefit of its *bona fide* members only; or

20 *e.* A religious organization, association, or corporation, deriving its funds
 21 solely from its membership; or

22 *f.* Funds raised or secured by public solicitation, for the purpose of reliev-
 23 ing suffering caused by a serious accident of a public nature.

Sec. 3. For the purposes of this Act, the words "doing of charity" shall
 2 be held to mean the gratuitous assistance, through funds, clothing, food, shelter,
 3 or any other material provision, of individuals in need, or claiming or holding
 4 themselves out as being in need, or who are suffering or pretending to suffer, or
 5 who are not able, or claim to be unable, to provide for themselves.

6 The words "improving the public welfare" shall be held to mean the gratu-
 7 itous service to individuals, through advice, counsel, legal aid, or any other form
 8 of personal service gratuitously rendered to individuals who are not able, or
 9 claim to be unable to provide such service for themselves.

Sec. 4. Any individual, society, association, or corporation, desiring here-
 2 after to be engaged in or operate a social service enterprise, shall make applica-
 3 tion to the State Department of Public Welfare, in writing, in such form as the
 4 State Department of Public Welfare may prescribe. The written application
 5 shall state the name under which the enterprise is to be conducted, the specific

6 purpose or purposes, character and scope of its work, the town, city, or place in
7 which its headquarters or principal office is located, the name and address or
8 the names and addresses of the person or persons conducting the enterprise,
9 and such other information as said State Department of Public Welfare shall
10 desire.

11 Upon receipt of an application to operate, and before issuing a license
12 therefor, it shall be the duty of the State Department of Public Welfare to make
13 a careful investigation of such proposed enterprise, with a view of ascertaining
14 the character, reliability, business integrity, special qualifications, and fitness
15 of the person or persons to conduct or assist in conducting the proposed enter-
16 prise;

17 Whether the objects and work of the proposed enterprise, as set forth in
18 the application, are needed, and are for the good of the community and the pub-
19 lic welfare; and

20 Such other information as may be necessary properly to act upon the appli-
21 cation for a license to operate the proposed enterprise.

22 In making the investigation as above provided, the State Department of
23 Public Welfare shall have the power to interview and examine individuals con-
24 ducting or assisting in conducting the proposed enterprise, or individuals
25 having knowledge of facts in any way connected with such enterprise and its
26 proposed work; to examine fully all books, records, papers or documents in any
27 manner related to the proposed enterprise or its work.

Sec. 5. The application shall be accompanied by the affidavit or affidavits of
2 the individual or the president or secretary of the society, association, or cor-
3 poration, making such application.

4 When such application and the accompanying proof are found satisfactory,
5 the State Department of Public Welfars shall then grant a license for the doing
6 of the work specified in such application.

Sec. 6. No license shall issue for a period longer than one year from date
2 of issuance.

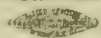
Sec. 7. The work of all individuals, organizations, associations, or corporations, licensed under this Act shall be subject to inspection by the State Department of Public Welfare or its duly appointed agents, at such times as may be considered necessary and reasonable by the State Department of Public Welfare; but such inspection shall not be less frequent than once in each year.

All individuals, organizations, associations, and corporations licensed under this Act shall make reports to the State Department of Public Welfare in such form and manner as it may prescribe.

Sec. 8. If, after due and careful consideration, the State Department of Public Welfare finds any individual, organization, association, or corporation, licensed under this Act, violating any of the foregoing provisions, or that the individual or individuals managing the enterprise are unfit persons properly to conduct such enterprise, or that the same is not being conducted for the public good, the State Department of Public Welfare shall have power to revoke such license.

Sec. 9. Any individual or individuals operating an enterprise, as defined in this Act, without first having secured a license as hereinabove provided, shall be punished by a fine of not less than twenty-five dollars (\$25.00) nor more than two hundred dollars (\$200.00), or by confinement in the county jail for a period not to exceed ninety days, or by both fine and imprisonment, in the discretion of the court.

Sec. 10. All Acts and parts of Acts inconsistent with this Act are hereby repealed.



- 1 Introduced by Mr. Carter, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act for the licensing, inspecting, regulating and placing of children in boarding homes for minor children.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That it shall be unlawful for any person, firm, corporation or association to conduct or maintain a boarding home for children under the age of fourteen years, or to engage in or assist in conducting a business of placing such minor children, without having in full force a written license therefor issued by the State Department of Public Welfare: *Provided*, that nothing in this Act shall apply to any State, county or city institution maintained and operated in this State, or to any corporation or association duly licensed or accredited by the State as provided in the Act "concerning treatment and control of dependent, neglected and delinquent children," approved April 21, 1899, and as amended June 4, 1907.

Sec. 2. The term "boarding home for children" as used in this Act shall be held to mean a house or other place conducted or maintained by any one who advertises himself or holds himself out as conducting a boarding place for chil-

4 dren under fourteen years of age or who receives illegitimate children under four-
5 teen years of age, or who has in his custody or control two or more children
6 under fourteen years of age unattended by parents or guardians, for the purpose
7 of providing such children with food or lodging, excepting children related to
8 him by blood or marriage or who have been legally adopted by him, and except-
9 ing also children placed with him by any child placing organization licensed
10 or certified as provided by law; and the term "boarding home for children"
11 shall also be held to mean any children's home, orphanage or other institution,
12 association or organization engaged in receiving, caring for or finding homes for
13 children under the said age of fourteen years.

Sec. 3. All persons or organizations advertising themselves or holding
2 themselves out as placing or finding homes for or otherwise disposing of chil-
3 dren under fourteen years of age, and all persons or organizations actually plac-
4 ing or assisting in placing in homes of persons other than relatives or causing
5 or assisting in causing the adoption or disposal otherwise of more than one child
6 under fourteen years of age, within a period of one year, shall be deemed as en-
7 gaged in or assisting in conducting a business of placing children.

Sec. 4. The State Department of Public Welfare shall have the power to
2 grant licenses to persons or organizations to maintain boarding homes for chil-
3 dren under fourteen years of age, or to engage in or assist in conducting the
4 business of placing such children as defined in sections 2 and 3 of this Act. No
5 license shall be granted for a term exceeding one year. The license shall state
6 the name of the licensee, the particular premises in or at which the business
7 shall be carried on and the number of children that may be maintained, boarded
8 or cared for at any one time; and said license shall be posted in a conspicuous
9 place in the house or other place at which the business is conducted. The record
10 of such license when issued shall be kept by the State Department of Public Wel-
11 fare.

Sec. 5. It shall be the duty of any person, persons or organizations conducting or maintaining such boarding home for children or engaging in the business of placing children to keep on the premises or at the place at which such business may be conducted a record in such form as may be prescribed by the State Department of Public Welfare, giving the name, age, sex and color of each child received or placed, the names and addresses of the parents, parent or legal guardian, the place and date of birth of the child, and the date when any child leaves such boarding home or is placed, and also the names and addresses of the persons with whom such child may be placed. Such information, together with any other facts relating to the child, shall be furnished to the State Department of Public Welfare, and in such manner as it may require.

Sec. 6. The State Department of Public Welfare shall annually or oftener, if found desirable, visit and inspect or designate a person to visit and inspect the premises and the manner of conducting the business licensed. Such person shall have the right to call for and examine the records required by this Act to be kept, and to inquire into all matters concerning such children as may be boarded or placed; and it shall be the duty of the licensee to give all reasonable information to such persons and afford them every reasonable facility for examining the records, inspecting the premises and seeing the inmates thereof.

Sec. 7. The State Department of Public Welfare may provide such general regulations and rules for the conduct of such persons or organizations as may be licensed for conducting a boarding home for children or placing children as shall seem advisable to said department and not inconsistent with any of the provisions of this Act. The State Department of Public Welfare may revoke such license when in its judgment any provision of this Act is violated, or in any case where in the opinion of said department such boarding home for children or business of placing children is maintained or conducted without due regard to the health, comfort and morality of the inmates, or without due regard to the common rules of hygiene, or when any such children have been placed in

11 homes, given in adoption or otherwise disposed of without proper provision or
12 regard for the health, comfort, maintenance and moral welfare of the children;
13 or when in its judgment any business of placing children is conducted for com-
14 mercial gain. The State Department of Public Welfare shall note such revoca-
15 tion upon the face of the record thereof, and shall give notice to him in person
16 or leave it on the licensed premises.

Sec. 8. Any person who shall violate any of the provisions of this Act shall
2 be guilty of a misdemeanor and upon conviction thereof shall be punished by a
3 fine of not more than three hundred (\$300.00) dollars or by imprisonment for not
4 more than six months, or both.

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- 1 Introduced by Mr. DeYoung, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Banks, Banking and
Building and Loan Associations.
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A BILL

For an Act to amend an Act entitled, "An Act concerning corporations with banking powers," approved June 16, 1887, submitted to a vote of the people at the November election, 1888, and adopted, as subsequently amended.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That sections one (1), three (3), five
3 (5), seven (7) and eight (8) of an Act entitled, "An Act concerning corpora-
4 tions with banking powers," approved June 16, 1887, and submitted to the vote
5 of the people at the November election, 1888, and adopted, as subsequently
6 amended, be and the same are hereby amended, and said Act is hereby further
7 amended by adding thereto an additional section to be known as section 11(a),
8 which said amended sections and said additional section shall read as follows:

Sec. 1. That on a ratification of this Act by a vote of the people in accord-
2 ance with the Constitution of this State, it shall be lawful to form banks and
3 banking associations, as hereinafter provided, for the purpose of discount and
4 deposit, buying and selling exchange and doing a general banking business. ex-

cepting the issuing of bills to circulate as money and such banks or banking associations shall have the power to loan money on personal and real estate security, and to accept and execute trusts.

It shall be unlawful in any city of two hundred thousand inhabitants or more for any individual, firm, copartnership or corporation not organized under this Act or under an Act of Congress of the United States, or under the laws of another state of the United States, or of a foreign country authorizing or permitting the doing of a banking business to engage in the business of receiving or soliciting the deposit of money or its equivalent subject to check or evidenced by a certificate of deposit or otherwise, or to engage in a general banking business or to use the words "bank," "banker," or "banking" or any words equivalent thereto as part of any name or designation under which said person, firm, copartnership or corporation is conducting business as aforesaid, or on any letterhead, advertisement, sign, emblem, or otherwise in connection with said business.

Any person or corporation or any officer of a corporation who violates this section of this Act upon conviction shall be fined not less than one thousand dollars nor more than ten thousand dollars, and any such person or officer of a corporation in addition to such fine may be imprisoned in the State penitentiary for not less than one nor more than three years: Provided, however, that any person, firm, copartnership or association that shall have been engaged in a general banking business in such city at all times from the first day of January, 1917, up to the date when this Act goes into effect shall be allowed ninety days thereafter to incorporate under the provisions of this Act and shall not be deemed guilty of a violation of this section by reason of continuing in said business during said ninety days.

Sec. 3. As soon as may be after receipt of authorization, books of subscription to the capital stock may be opened, and when the capital stock shall have been fully subscribed for, a meeting of the subscribers to the stock of such association shall be called (each subscriber having had at least three days' notice)

5 for determination of the number and election of directors to serve as managers
6 for one year, and until their successors are elected. And no director shall be
7 elected unless he shall have received votes representing at least a majority of the
8 shares of the association; and the voting may be done by person, or by proxy,
9 and at such election *each* subscriber or stockholder shall have the right to vote
10 for the number of shares owned or subscribed by him for as many persons as
11 there are directors to be elected, or to accumulate such shares and give one can-
12 didate as many votes as the number of directors multiplied by the number of his
13 shares of stock shall equal, or to distribute them on the same principle among
14 as many candidates as he shall deem proper: *Provided, however, that in*
15 *case any person, firm, copartnership or association desiring to incorporate under*
16 *the provisions of this Act has been engaged in a general banking business in a*
17 *city of two hundred thousand inhabitants or more at all times from the first day*
18 *of January, 1917, up to the date when this Act goes into effect, said person,*
19 *firm, copartnership or association may within ninety days after this Act goes*
20 *into effect organize a corporation under the provisions of this Act for the pur-*
21 *pose of continuing and carrying on said banking business in said city, said cor-*
22 *poration to have a capital stock of at least two hundred thousand dollars, one*
23 *hundred thousand dollars of which is to be fully subscribed for before the*
24 *meeting of the subscribers thereto shall be called for the determination of the*
25 *number and election of directors of said corporation to serve as managers for one*
26 *year and until their successors are elected, and no director shall be elected un-*
27 *less he shall have received votes representing at least a majority of the shares*
28 *of the corporation that have been subscribed for, and the voting may be done in*
29 *the manner above set forth.*

Sec. 5. When the directors have organized, as in section four of this Act,
2 and the capital stock of such association shall have been all fully paid in and
3 record of the same laid before the Auditor, he shall by himself or some com-
4 petent person of his appointment, make a thorough examination into the affairs
5 of such association, and if satisfied the authorized capital has been paid in, and

6 that the association has the full amount dedicated to the business, including
7 proposed surplus, if any, and when they pay into the Auditor's office the rea-
8 sonable expenses of such examination, he shall give them a written or printed
9 certificate under seal authorizing them to commence the business designated
10 in section one of this Act: *Provided, however, that in case a corporation is*
11 *organized by a person, firm, copartnership or association who had been engaged*
12 *since January 1, 1917, in carrying on a banking business in a city of two hundred*
13 *thousand inhabitants or more as set forth in section three hereof, and one hun-*
14 *dred thousand dollars of the capital stock of said corporation is fully subscribed*
15 *and paid in and record of the same laid before the Auditor, he shall by himself*
16 *or some competent person of his appointment, make a thorough examination*
17 *into the affairs of said corporation, and if satisfied that the full amount of one*
18 *hundred thousand dollars of the capital stock has been paid in and dedicated to*
19 *the business of said corporation, he shall issue a certificate as aforesaid to said*
20 *corporation authorizing it to commence business. Any such person, firm, copart-*
21 *nership or association in applying to said Auditor for a certificate as afore-*
22 *said, shall file with the Auditor an affidavit or affidavits duly sworn to by a per-*
23 *son or persons having personal knowledge of the facts therein stated, setting*
24 *forth the dates when and the places where said person, firm, copartnership or*
25 *association has been engaged in the banking business in said city of two hundred*
26 *thousand inhabitants or more, and shall submit to said Auditor for his examina-*
27 *tion the books and records of said banking business as conducted since January*
28 *1, 1917, and such other and further proof as said Auditor may require. It shall*
29 *be unlawful for any person for the purpose of inducing said Auditor to issue*
30 *a certificate as aforesaid to make a false affidavit or statement or to make any*
31 *false or misleading entries in any books or records of said banking business or*
32 *knowingly to submit such false entries to said Auditor.*

33 *The certificate and the permit issued in accordance with the provisions of*
34 *this section duly certified by said Auditor, shall be filed and recorded in the*
35 *office for the recording of deeds in the county where such bank is organized and*

36 the original or a certified copy thereof shall be evidence in all courts of the
37 existence and authority of said corporation to do business. Upon the recording
38 of said certificate and permit, said bank shall be deemed fully organized and may
39 proceed to business.

40 The Auditor may, in his discretion, withhold the issuing of the said cer-
41 tificate, authorizing the commencement of business when he is not satisfied as to
42 the personal character and standing of the officers or directors elected or ap-
43 pointed, in accordance with sections three and four of this Act; or when he has
44 reason to believe that the bank is organized for any purpose other than that
45 contemplated by this Act *or when he is not satisfied that the person, firm, co-*
46 *partnership or association claiming to have been engaged in the banking busi-*
47 *ness in a city of two hundred thousand inhabitants or more and now seeking to*
48 *organize a corporation to continue said business as aforesaid, has in fact been*
49 *engaged in said business in said city at all times since January 1, 1917.*

50 *Any corporation organized as aforesaid under the provisions of this Act*
51 *for the purpose of taking over and continuing a banking business in a city of two*
52 *hundred thousand inhabitants or more as aforesaid, in addition to the one hun-*
53 *dred thousand dollars of capital stock to be subscribed for and paid in as afore-*
54 *said, must have at least one hundred thousand dollars additional capital stock*
55 *subscribed and paid for as follows: At least twenty-five thousand dollars ad-*
56 *ditional stock to be subscribed and paid for within one year from the date of the*
57 *organization of said corporation; at least twenty-five thousand dollars of ad-*
58 *ditional stock to be subscribed and paid for within two years from said date;*
59 *at least twenty-five thousand dollars of additional stock to be subscribed and paid*
60 *for within three years from said date; and the balance of said one hundred thou-*
61 *sand dollars of additional stock to be subscribed and paid for within four years*
62 *from said date.*

63 *If and whenever additional stock of said corporation shall not be subscribed*
64 *and paid for in the amounts and within the time above prescribed, the Auditor*
65 *shall revoke the certificate theretofore issued by him as aforesaid, authorizing*

66 *said corporation to commence the business designated in section one of this Act,*
67 *and shall file a duly certified copy of such revocation of such certificate in the*
68 *office for the recording of deeds in the county where such corporation is organ-*
69 *ized, and upon the recording of said revocation said corporation shall cease to*
70 *receive deposits, and shall proceed to dispose of its assets and wind up its*
71 *affairs within one year from the date of such revocation, and at the end of said*
72 *year the authority of said corporation to conduct any business under the pro-*
73 *visions of this Act shall cease and determine.*

74 *Any person or corporation or any officer of a corporation who engages in*
75 *business in violation of this section of this Act, or otherwise violates the pro-*
76 *visions thereof shall be fined not less than one thousand dollars nor more than*
77 *ten thousand dollars and in addition to such fine, any such person or officer of a*
78 *corporation may be imprisoned in the State penitentiary for not less than one*
79 *nor more than three years.*

Sec. 7. Any and all persons and associations organizing under the pro-
2 *visions of this Act, and all foreign corporations organized under the laws of*
3 *another state of the United States, or of a foreign country authorizing or per-*
4 *mitting the doing of a banking business and engaged in carrying on such busi-*
5 *ness in the State of Illinois, shall make to the Auditor a report according to*
6 *the form which may be prescribed by him, verified by oath or affirmation of the*
7 *president or cashier of such association or corporation, which report shall ex-*
8 *hibit in detail and under appropriate heads the resources and liabilities of such*
9 *bank or association before the commencement of business on the morning of*
10 *any day he may choose; and he shall call for such reports at least once every*
11 *three months of each year, and the officers of said banks or corporations shall*
12 *transmit the same to the Auditor within five days after receiving call for the*
13 *same; and any such bank or corporation failing to make and transmit such re-*
14 *port or to comply with any provisions of this Act, shall be subject to a penalty*
15 *of one hundred dollars for each day after five days that such report is delayed*
16 *beyond that time. And he shall cause such report to be published at the ex-*

17 pense of such bank *or corporation* in some newspaper published in the city or
 18 town where such bank is located; or if no newspaper is published in such town,
 19 then in the nearest newspaper to such town. Every such quarterly report shall
 20 be accompanied with a fee of five dollars to defray the expenses of examining
 21 the same and preparing it for publication.

Sec. 8. The Auditor, as often as he shall deem necessary or proper, and
 2 at least once in each year, shall appoint a suitable person or persons to make
 3 an examination of the affairs of every bank established under the provisions of
 4 this Act, *and all foreign corporations organized under the laws of another state*
 5 *of the United States, or of a foreign country authorizing or permitting the doing*
 6 *of a banking business and engaged in carrying on such business in the State of*
 7 *Illinois*, which person shall not be a stockholder or officer or employee of any
 8 bank which he may be directed to examine, and who shall have power to make
 9 a thorough examination into all the affairs of *such bank or corporation* and in
 10 so doing to examine any of the officers or agents or employees thereof on oath,
 11 and shall make a full and detailed report of the condition of *such bank or cor-*
 12 *poration* to the Auditor; and *such bank or corporation* shall not be subject to
 13 any other visitorial powers than such as may be authorized by this Act, except
 14 such as are vested in the several courts of law and chancery. And every person
 15 appointed to make such examination shall receive for his services at the rate of
 16 ten dollars for each day by him employed in such examination, and two dollars
 17 for each twenty-five miles he shall necessarily travel in the performance of his
 18 duty, which shall be paid to them by the bank *or corporation* examined.

Sec. 11 (a). *Any foreign corporation organized under the laws of another*
 2 *state of the United States, or of a foreign country, authorizing or permitting the*
 3 *doing of a banking business and engaged in carrying on such business in the*
 4 *State of Illinois must keep invested and employed in its banking business con-*
 5 *ducted in this State, an amount of permanent capital equal to the minimum cap-*
 6 *ital stock required of a corporation organized under this Act according to the*

7 population of the cities, towns and villages where such corporations are organ-
8 ized, as follows:

9 In all cities, towns and villages of not exceeding five thousand inhabitants,
10 twenty-five thousand dollars;

11 In all cities, towns and villages of over five thousand inhabitants and less
12 than ten thousand inhabitants, fifty thousand dollars;

13 In all cities, towns and villages of ten thousand inhabitants and less than
14 fifty thousand inhabitants, one hundred thousand dollars;

15 In all cities and towns of fifty thousand inhabitants or more, two hundred
16 thousand dollars.

17 Provided, that any such foreign corporation that has been engaged in carry-
18 ing on a banking business in this State at all times from January 1, 1917, to the
19 date when this Act shall go into effect, shall be permitted to continue any such
20 business for a period of ninety days thereafter, pending the final determination
21 by the Auditor as to whether said corporation complies with the requirements
22 of this section.

23 If the Auditor shall be of the opinion that any foreign corporation doing
24 business in this State under the provisions of this Act has not at any time the
25 amount of capital required as aforesaid invested and employed in its business in
26 this State, he shall give notice to such foreign corporation at its office in this
27 State to have the amount of capital invested and employed in its banking busi-
28 ness in this State increased so as to comply with the requirements aforesaid.
29 And if the direction of said Auditor shall not be obeyed within a period of thirty
30 days after the aforesaid notice, said Auditor shall have power and it is hereby
31 made his duty, through the Attorney General, to file a bill in the circuit court of
32 the county in which said foreign corporation is doing business in the name of
33 the People of the State of Illinois against said foreign corporation for the pur-
34 pose of obtaining an injunction against said foreign corporation continuing to
35 do business in this State. And said court upon presentation of said bill and
36 upon being satisfied that said foreign corporation is not complying with the re-

37 *quirements of this section of this Act, shall grant an injunction prayed for as*
38 *aforesaid, and such other and further relief as may be necessary, and said*
39 *cause shall proceed as other cases in equity.*

Sec. 2. It shall be the duty of the Secretary of State to submit this Act to
2 a vote of the people for their ratification, according to article XI of section five
3 of the Constitution of this State at the next general election held after the
4 passage and approval of this Act, and the question submitted shall be "For the
5 amendments to the general banking law," or "Against the amendments to the
6 general banking law." And if approved by a majority of the votes cast at such
7 election for or against such amendments, the Governor shall thereupon issue his
8 proclamation that these amendments are then in force.



- 1 Introduced by Mr. Donahue, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to appropriate money for the relief of Frank N. Hill.

WHEREAS, Frank N. Hill, city marshal of the city of Chenoa, McLean county,
2 Illinois, was duly requested by the officials of the Illinois State Reformatory of
3 Pontiac, Illinois, on July 21, 1915, to search for escaped criminals of said institu-
4 tion; and

5 WHEREAS, the said Frank N. Hill, complying with said request, did prosecute
6 the search until after the hours of twelve o'clock midnight, his official time of
7 release from city duty; and

8 WHEREAS, while searching for said convicts, his foot was caught in a trench
9 along the Chicago & Alton railroad in the city of Chenoa, Illinois, causing him
10 to fall across the rails, which resulted in the breaking of his left leg; therefore,

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the sum of one thousand dollars is
3 hereby appropriated to Frank N. Hill to satisfy his claims for injuries while in

4 the service of the State in assisting to recapture escaped inmates of the Pontiac
5 Reformatory.

Sec. 2. The Auditor of Public Accounts is hereby authorized to draw his
2 warrant on the Treasurer for the sum of one thousand dollars, in favor of Frank
3 N. Hill on funds not otherwise appropriated by law.



- 1 Introduced by Mr. Ellis, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend section 2 of an Act entitled "An Act concerning Corporations," approved April 18, 1872, in force July 1, 1872, as subsequently amended.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section 2 of an Act entitled, "An
3 Act concerning corporations," approved April 18, 1872, in force July 1,
4 as subsequently amended, be, and the same is hereby amended to read as
5 follows:

6 Sec. 2. Whenever any number of persons not less than three, nor more than
7 seven, shall propose to form a corporation under this Act, they shall make a
8 statement to that effect under their hands and duly acknowledged before some
9 officer in the manner provided for the acknowledgment of deeds, setting forth
10 the name of the proposed corporation, the object for which it is to be formed,
11 its capital stock, the number of shares of which such stock shall consist, the loca-
12 tion of the principal office and the duration of the corporation not to exceed
13 ninety-nine years, which statement shall be filed in the office of the Secretary of

14 State. If the object for which said corporation is proposed to be organized is
 15 clearly and definitely stated, and is a lawful object, the Secretary of State shall
 16 thereupon issue to such persons a license as commissioners to open books for
 17 subscription to the capital stock of said corporation at such times and places
 18 as they may determine; but no license shall be issued to two companies having
 19 the same or a similar name, nor shall any foreign corporation having the same
 20 or a similar name as any domestic corporation be admitted to this State under
 21 any foreign corporation law and as any foreign corporation previously admitted
 22 to do business in this State, *nor shall any license issue to any corporation to or-*
 23 *ganize in this State and use the name of any city, town or village in this State,*
 24 *as a part of the corporate name of such corporation, unless the principal office of*
 25 *such corporation is located in such city, town or village whose name is so used,*
 26 *or unless the object of such corporation shall be to engage in the operation of a*
 27 *railroad.* Upon the filing of any statement with the Secretary of State for the
 28 purpose of obtaining a license to incorporate, he may propound such interroga-
 29 tories as he shall deem necessary to ascertain the true object, *provided*, that the
 30 Attorney General may file a bill in chancery in the name of the People of the
 31 State of Illinois, against any corporation authorized to confer degrees, diplomas
 32 or other certificate or certificates of qualification in the science of medicine,
 33 pharmacy or dentistry which conducts a fraudulent business or abuses, misuses
 34 or violates the terms of its charter, in any court having jurisdiction of the cor-
 35 poration and subject-matter of such bill, for an injunction to restrain said cor-
 36 poration from conducting its business fraudulently or abusing, misusing or vio-
 37 lating the terms of its charter and also for the dissolution of said corporation,
 38 and thereupon it shall be the duty of the court in which said bill is filed to grant
 39 such injunction and to hear and determine the same as in other cases in chancery.
 40 *And, provided, further*, that this Act shall apply to schools, colleges or univer-
 41 sities which are now, or may hereafter be licensed in this State, notwithstanding
 42 any provisions that may exist in their charters.

- 1 Introduced by Mr. Hamlin, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Elections.

A BILL

For an Act to provide a method of voting by electors absent on the day of election from the precincts or districts in which they are electors.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That it shall be lawful for any qualified
3 elector of the State of Illinois, being a duly registered legal voter in the pre-
4 cinct or election district in which he resides, who may, on the date of any general
5 State election, be absent from his precinct or voting district, to vote for electors
6 for President and Vice-President of the United States and for all officers of the
7 State of Illinois who are to be voted for by the electors of the entire State and
8 upon any constitutional amendment or other public measure to be voted upon by
9 the electors of the entire State, at any precinct or voting district in the State of
10 Illinois wherever he may happen to be upon the date of such general State elec-
11 tion, upon compliance with the terms and conditions of this Act. *Provided,* that
12 no elector shall be entitled to vote in any precinct or election district in the
13 county in which he resides, other than the precinct or election district in which he
14 is registered, nor shall he be entitled to vote in any other precinct or election dis-

15 trict within ten (10) miles of the precinct or election district in which he is reg-
 16 istered.

Sec. 2. Any qualified legal voter desiring to avail himself of the provisions
 2 of this Act shall on one of the days for registration appear before the board of
 3 registry for registration in cities, villages and incorporated towns having a board
 4 of election commissioners or, on one of the days for registration in other pre-
 5 cincts and election districts, either in person or by agent duly authorized by him
 6 in writing, and demand a certificate certifying that he is a duly registered elector
 7 qualified to vote for candidates for the offices, and upon the constitutional amend-
 8 ments or other public measures mentioned in section 1 of this Act, to be voted
 9 upon at the general State election next ensuing at any precinct or election dis-
 10 trict in the State of Illinois wherever he may happen to be on the date of such
 11 general State election, under the terms of section 1 of this Act. A notation of
 12 such demand shall be made on the registration books opposite the name of the
 13 person making such demand.

14 If the applicant appears in person and is not already registered, his name
 15 may be entered on the register in the manner or manners now provided, or
 16 which hereafter may be provided by law for the registration of electors. If the
 17 applicant be already a duly registered legal voter of the precinct or district in
 18 which application is made, such application may be made by the voter in person,
 19 or by an agent duly authorized in writing. If application is made by an agent
 20 duly authorized in writing, such agent shall make and subscribe before one of
 21 the judges of election an affidavit in the form prescribed below, such affidavit be-
 22 ing a part of the absentee voter's certificate. If the application is made by the
 23 voter himself, such voter shall make and subscribe before one of the judges of
 24 election an affidavit in the form prescribed below, such affidavit being a part of
 25 the absentee voter's certificate.

26 As soon as the board of registry is satisfied that the agent is duly authorized
 27 in writing (in case the application is made through an agent), and that the
 28 person is a legally qualified and registered elector (through registration in per-

son either at the time of such application or at some previous registration day).
 it shall be the duty of such board of registry, on demand either in person or by
 agent duly authorized in writing, and upon the making of the proper affidavit,
 to execute and deliver a certificate in writing, which certificate shall be substan-
 tially in the following form:

ABSENTEE VOTER'S CERTIFICATE.

..... county, Illinois.
 precinct, ward, City of.....
 Ill.
 Date.

We, the undersigned, judges of election of precinct,
 ward, of the City of, county of
, and State of Illinois, do hereby certify that the bearer
, is a legally qualified voter of this precinct or elec-
 tion district; that he is years of age; that he has resided in this
 precinct years (or months, as the case may be); that he is a regis-
 tered voter of this precinct or election district and is entitled to vote herein at
 the general State election to be held on the day of November,
 A. D. 191....; that he is entitled to vote in any election precinct or election dis-
 trict in the State of Illinois, not within this county nor within ten (10) miles of
 this precinct wherever he may happen to be on the date of the general State
 election to be held on the day of November, A. D. 191...., for
 electors of President and Vice-President of the United States and for all officers
 of the State of Illinois who are to be voted for by the electors of the entire State,
 and upon any constitutional amendment or other public measure to be voted upon
 by the electors of the entire State.

Witness our hands and seals the day and year above written.

..... (Seal)
 (Seal)
 (Seal)

Judges of Election.

AFFIDAVIT OF VOTER.

57 STATE OF ILLINOIS.

58 COUNTY OF.....

} ss.

59 I,, do solemnly swear that I am a resident of
 60 the precinct of the ward in the City of.....
 61 county of, residing at, in said city and the
 62 county of and State of Illinois, and am entitled to vote in such pre-
 63 cinct at the election to be held on.....; that I expect to be absent from
 64 the county of my residence on the day of such election.

65 (Signed).....

AFFIDAVIT OF AGENT.

66 STATE OF ILLINOIS.

67 COUNTY OF.....

} ss.

68 I,, do solemnly swear that I am a resident of
 69 the City of, county of,
 70 State of Illinois, residing at....., in said city and
 71 county of, State of Illinois, and that I am duly
 72 authorized in writing by, a duly qualified and
 73 registered voter of this precinct, residing at
 74 in said city and county of....., to apply for and obtain in
 75 his name and for delivery to him at the earliest practicable time, an absentee
 76 voter's certificate:

77 (Signed).....

78 Any judge of election in any precinct or election district is hereby author-
 79 ized to administer the oath and certify to such affidavit, for which no fee shall be
 80 charged. No certificate shall be valid unless signed by a majority of the judges
 81 of election of the precinct or election district in which such person is regis-
 82 tered. The judges of election shall take and preserve a receipt for each certifi-
 83 cate issued. If such certificate shall be delivered to the registered voter in per-
 84 son, such receipt shall be signed by such registered voter in his own proper per-

85 son. If such certificate shall be delivered to the agent of such registered voter,
 86 such receipt shall be executed by such agent in the name of such registered
 87 voter and in the name of such agent, and the written authority of such agent
 88 to receive such certificate shall be attached to the receipt. The board of reg-
 89 istry shall make a notation on the registry books opposite the name of the voter
 90 to whom such certificate has been delivered of the fact of the delivery of such
 91 certificate and the execution of such receipt, giving the date upon which such re-
 92 ceipt was executed and certificate delivered. The receipt shall be substantially
 93 in the following form:

RECEIPT OF VOTER.

94 STATE OF ILLINOIS
 95 COUNTY OF
 96 I,; a duly qualified and registered voter in
 97 precinct, in the City of, county of
 98, residing at, acknowl-
 99 edge receipt of certificate entitling me to vote at the election to be held on
 100
 101
 102 (Signed)

RECEIPT OF AGENT.

103 STATE OF ILLINOIS
 104 COUNTY OF
 105 I,, residing at
 106 duly authorized by the writing attached hereto, as an agent to receive an absent
 107 voter's certificate for, a duly registered voter
 108 of this precinct residing at, acknowledge
 109 receipt of such certificate for and in the name of
 110 (Signed)
 111 As agent for.....

112 The judges of election of each precinct or election district shall immedi-
 113 ately after the last day for registration or for the revision and correction of the
 114 register before any election to which the provisions of this Act apply, make and
 115 certify to a list of voters to whom certificates have been issued under the pro-
 116 visions of this section, and transmit such a list to the board of election commis-
 117 sioners in cities, villages and incorporated towns having such a board and di-
 118 rectly to the county clerk in other cases. Any board of election commissioners
 119 receiving such list shall at once transmit a copy thereof to the county clerk.

120 The public register of voters required by any Act to be posted shall con-
 121 tain a notation of persons to whom such certificates have been issued under the
 122 provisions of this Act, and the names of such persons shall be subject to be
 123 stricken or erased from the register in the manner provided by law. If a name
 124 is stricken or erased from the register immediate notice of the cancellation of
 125 the certificate shall be sent by registered mail to such person at the address given
 126 by him within the precinct or to an address which may be furnished by inquiry
 127 at such place, and any person who after receipt of such notice shall use the cer-
 128 tificate for the purpose of voting shall upon conviction be punished by imprison-
 129 ment in the county jail for not less than three months nor more than one year.

130 If a certificate is falsely obtained by some one other than the person in
 131 whose name it has been issued, proof of such fact may be made in the manner
 132 provided for correcting or revising the register of voters, and in such case the
 133 certificate shall be cancelled, its issuance noted upon the register as cancelled,
 134 and the person properly entitled to vote permitted to do so as if no certificate
 135 had been issued.

136 It shall be the duty of the county clerk, or board of election commissioners,
 137 as the case may be, to furnish to the election judges the certificates and receipts
 138 provided for herein.

Sec. 3. It shall be the duty of the county clerk of each county, and of the
 2 board of election commissioners of each city, village and incorporated town hav-
 3 ing a board of election commissioners, to cause to be printed and furnished to

4 judges of election of each precinct or voting district in the county, or in the
 5 city, village or incorporated town, as the case may be, a sufficient number of
 6 official ballots to meet the demand of persons holding certificates. The ballots so
 7 prepared, printed and furnished shall be as nearly as possible in the same form
 8 as is now or may hereafter be required by law for ballots for other elections and
 9 shall contain the names of candidates to be voted upon throughout the entire
 10 State and shall contain the names of no other candidates. Constitutional amend-
 11 ments or other public measures to be voted upon by the electors of the entire State
 12 shall be placed upon the same ballot as that provided for candidates and shall
 13 appear upon such ballot below the names of candidates. Separate ballots shall
 14 be provided for women holding certificates under the provisions of this Act, in
 15 all cases in which women are not entitled to vote upon all candidates and meas-
 16 ures to be voted upon by absent voters at such election.

Sec. 4. Any legal voter to whom the certificate mentioned in section 2 of
 2 this Act has been delivered shall be entitled to vote in any precinct or election
 3 district in the State of Illinois, other than a precinct within the same county as
 4 the precinct in which he is registered, or a precinct within ten (10) miles thereof,
 5 in which he may happen to be on the date of the general State election mentioned
 6 in such certificate, for the offices and upon the propositions herein enumerated.
 7 Upon the presentation of such certificate, by such voter, to the judges of elec-
 8 tion of any precinct or election district upon the date of the general State elec-
 9 tion mentioned therein, and upon being identified as the rightful holder of such
 10 certificate by two qualified resident voters of the precinct or election district in
 11 which such voter offers to vote, and upon satisfying such judges of election that
 12 such certificate is genuine and is offered by the identical person to whom issued,
 13 and that no notice of cancellation has to his knowledge been issued, he shall be
 14 permitted to vote at such election, in the precinct or election district in which
 15 he offers to vote for the officers and upon the questions enumerated in section 1
 16 of this Act. Before being permitted to vote, the certificate shall be surrendered
 17 to the judges of elections.

Sec. 5. The names of the persons voting under the provisions of this Act shall be entered in the poll books and opposite each name so entered shall appear a notation of the names of the qualified resident voters identifying him and also a notation to the effect that such voter cast his vote upon a certificate issued from the precinct or election district issuing the same, giving the name and number thereof. The certificates surrendered to the judges of election, together with the affidavits if any presented in support thereof, shall be placed by the judges of election in a separate envelope, sealed up, and transmitted, with the other returns of such election, to the county clerk or board of election commissioners, as the case may be, together with a statement of the total number voting under the provisions of this Act in such precinct or election district. Where such statement goes to a board of election commissioners, such board shall at once transmit a copy thereof to the county clerk. Such envelope shall be marked so as to show the nature of its contents.

It shall be the duty of the county clerk, or the board of election commissioners, as the case may be, to open the envelope containing such certificates and affidavits and forthwith to make and transmit, postage fully prepaid, a copy of such certificates to the county clerk of the county in which such certificates were originally issued. Within thirty days after the election each county clerk shall transmit to the Secretary of State a statement containing (1) the total vote in such county cast under the provisions of this Act, (2) the total number of cases in which certificates under this Act were issued within such county, (3) the total number of votes in other counties (arranged by counties) of voters from his county who voted in precincts or election districts of other counties under the provisions of this Act, basing such statement upon certificates returned from other counties under the provisions of this section. The Secretary of State shall cause to be published a table by counties of absent votes cast under the provisions of this Act.

The lists required by section 2 to be filed with the county clerk and the certificates together with affidavits and statements required by this section to be

31 returned or transmitted to the county clerk shall be kept on file for six months
 32 by that officer and shall be public records, open to inspection by any person.
 33 Unless a contest of election involving votes cast under the provisions of this Act
 34 shall then be pending, the certificates and affidavits if any presented in support
 35 thereof, shall be disposed of or destroyed in the manner provided by law for the
 36 disposal or destruction of ballots.

Sec. 6. The ballots cast under the provisions of this Act shall be counted,
 2 canvassed and returned as other ballots cast at such election.

Sec. 7. A person to whom a certificate has been issued as provided herein
 2 shall not be permitted to vote in the precinct or election district in which he re-
 3 sides except the certificate issued by such judges of election be returned, when the
 4 notation on the registry books shall be erased and such person shall be allowed
 5 to vote.

Sec. 8. Any judge of election or any county clerk or board of election com-
 2 missioners, failing or neglecting to do any of the things required of them, or
 3 either of them, by this Act, shall, upon conviction, be fined in any sum not less
 4 than ten dollars nor more than five hundred dollars, or imprisoned in the county
 5 jail for any period not exceeding one year, or punished by both such fine and
 6 imprisonment, in the discretion of the court.

7 Whoever shall forge any certificate, any name upon a certificate, any receipt,
 8 or authorization to act as agent under the terms of this Act shall be deemed
 9 guilty of forgery and punished accordingly.

10 Whoever shall present to the judges of election a certificate issued to or in
 11 the name of some person other than the person presenting it and vote or offer
 12 to vote upon the strength of such certificate, shall, upon conviction, be punished
 13 by imprisonment in the penitentiary not less than one nor more than three years.

14 Any qualified resident voter who identifies as a rightful holder of a certifi-
 15 cate one who in fact is not such rightful holder shall, upon conviction, be pun-

16 ished by imprisonment in the county jail for not less than three months nor more
17 than one year.

Sec. 9. Except as herein provided all provisions of law with respect to elec-
2 tions shall be applicable to the method of voting provided for by this Act.

- 1 Introduced by Mr. Jackson, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making an additional appropriation to the Board of Administration for
the Illinois Industrial Home for the Blind at Chicago.

WHEREAS, the appropriations heretofore made to the Board of Administra-
2 tion for the Illinois Industrial Home for the Blind at Chicago for working capital
3 fund will be exhausted by April 1, 1917, on account of the unprecedented ad-
4 vance in the price of broom corn, which has increased approximately three hun-
5 dred per cent, and a material advance in the cost of other supplies used in the
6 broom factory; and

7 WHEREAS, unless available funds are provided by April 1, 1917, to operate
8 the broom factory, sixty employees, of which fifty-four are blind, will be with-
9 out employment during the months of April, May and June of this year; and

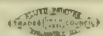
10 WHEREAS, under the provisions of the State law the gross proceeds from the
11 sale of brooms is paid directly into the State treasury, and does not become
12 available for purchasing raw material; and

13 WHEREAS, an appropriation by the General Assembly at this time for work-
14 ing capital fund would entail very little loss to the State of Illinois; now, there-
15 fore,

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an additional sum of twenty-five
3 thousand dollars (\$25,000.00) be and the same is hereby appropriated to the
4 Board of Administration for the Illinois Industrial Home for the Blind at
5 Chicago for working capital fund.

Sec. 2. All moneys above appropriated shall be due and payable to the
2 Board of Administration, or to its order, only on the terms and in the manner
3 provided for in "An Act to revise the laws relating to charities," approved
4 June 11, 1912.

Sec. 3. Whereas, an emergency exists, therefore, this Act shall take effect
2 and be in force from and after its passage.



- 1 Introduced by Mr. Lacy, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Fish and Game.

A BILL

For an Act to amend an Act entitled, "An Act for the conservation of game, wild fowl, birds and fish, in the State of Illinois, for the appointment of a commission and staff for the enforcement thereof, and to repeal certain Acts relating thereto," approved June 23, 1913, in force July 1, 1913, as subsequently amended, by amending section four (4) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act for the conservation of game, wild fowl, birds and fish in the State of Illinois, for the appointment of a commission and staff for the enforcement thereof, and to repeal certain Acts relating thereto," approved June 23, 1913, in force July 1, 1913, as subsequently amended, be and the same is hereby amended by amending section four (4) thereof to read as follows:

Sec. 4. It is hereby declared to be unlawful to hunt, kill, net, entrap, ensnare, destroy or attempt to hunt, kill, net, entrap, ensnare or destroy any bobwhite quail from the 10th of December to the 10th of November (both inclusive) of each succeeding year; or any pinnated grouse (prairie chicken) from the

12 16th day of October of any year to the 30th day of September (both inclusive)
 13 of the next succeeding year; or any ruffed grouse (partridge), Mexican blue
 14 quail, California mountain quail, California valley quail, Hungarian partridge,
 15 Caperealzie, heath grouse (black grouse), or woodcock for the period up to and
 16 including July 1, 1920; or any gray, red fox or black squirrel from the 1st day of
 17 February to the *30th day of June* (both inclusive, of each year; or any rail,
 18 swan, or any specie of the order of Limicolæ or shore birds, excepting black
 19 breasted and golden plover, Wilson or jack snipe and yellow legs, for and dur-
 20 ing the period up to and including September 1, 1920; or any black breasted and
 21 golden plover, Wilson or jack snipe or yellow legs from the 16th day of Decem-
 22 ber of any year to the 31st day of August (both inclusive) of the succeeding
 23 year; or any mourning dove from September 1 of any year to August 14 of the
 24 succeeding year (both inclusive): *Provided*, it shall be lawful to kill not more
 25 than two cock pheasants in any one day from the 1st day of October to the 5th
 26 day of October (both inclusive) of each and every year. And it shall be unlaw-
 27 ful to kill, hunt, ensnare, entrap or attempt to kill, hunt, ensnare, entrap or other-
 28 wise destroy any rabbit from the 1st day of February to the 31st day of August
 29 of each year. The use of ferrets for hunting is hereby prohibited. And it shall
 30 be lawful to kill, hunt, ensnare, entrap or attempt to kill, hunt, ensnare, entrap or
 31 otherwise destroy any wild goose, duck, brant, coot (mud hen), from the *31st*
 32 *day of January* to the 31st day of March (both inclusive), and from the 1st day
 33 of September to the 15th day of December (both inclusive) of each year. And
 34 it shall be unlawful to hunt, kill, entrap, ensnare, or attempt to hunt, kill, en-
 35 trap, ensnare or otherwise destroy any wild goose, duck, brant, coot, rail, or
 36 other water fowl between the sunset of any day and the sunrise of the next pre-
 37 ceding day at any period of the year. And it shall further be unlawful at any
 38 time to hunt, kill, entrap, ensnare, or attempt to hunt, kill, entrap, or ensnare
 39 or otherwise destroy any wild goose, brant, duck, coot, rail or other water fowl
 40 from any fixed or artificial ambush beyond the lines of natural covering of reeds,
 41 canes, willows, flags, crooked brush, wild rice, or other vegetation above the water

42 of any lake, river, bay or inlet or other water course wholly within the State,
43 or with the aid or use of any device commonly called sneak boat, sink box or other
44 device for the purpose of concealment in the open waters of this State.

45 And it shall be unlawful to shoot, kill or destroy, or attempt to shoot, kill
46 or destroy any wild goose, duck, brant, coot, rail or other water fowl with a
47 swivel gun or rifle, or from any sail boat, gasoline or electric launch, or steam-
48 boat, at any time in any part of the water of any lake, river, bay or inlet or
49 other water course, wholly or in part within this State: *Provided*, that it shall
50 be unlawful to kill, entrap, ensnare or otherwise destroy any of the ducks, geese,
51 brant, coot, rail or other water fowl, or any of the order of Limicolæ or shore
52 birds, commonly known as jack snipe, Wilson's snipe, sand snipe or any kind of
53 snipe, or any golden plover, upland plover, or any kind of plover mentioned in this
54 section, at any time for market or other commercial purposes.

55 It shall be unlawful for any person to catch, take or kill any of the follow-
56 ing fur-bearing animals, to-wit: Raccoon, mink, muskrat, skunk, opossum or
57 otter from April 1st to October 31st (both inclusive) of each year.

58 Any person or persons so offending shall for each and every offense be
59 deemed guilty of a misdemeanor, and on conviction shall be fined in any sum not
60 less than fifteen nor more than fifty dollars and costs of suit, and shall stand
61 committed to the county jail until such fine and costs are paid: *Provided*, that
62 such imprisonment shall not exceed ten days; and the killing of each bird or ani-
63 mal herein specified shall be deemed a separate offense: *Provided*, that nothing
64 in this section shall be construed to prevent the commission or its wardens or
65 deputies from hunting, ensnaring or entrapping any of the game birds or ani-
66 mals in this section mentioned and transmitting them to other parts of the State,
67 where a scarcity of these game birds, or animals exists, for the purpose of propa-
68 gating and restocking said parts of the State: *And, provided, further*, that be-
69 fore hunting, ensnaring or entrapping, said commission, its wardens or deputies,
70 must first obtain the consent in writing of the tenant or land owner from whose
71 premises said game birds and animals are taken.

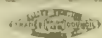


- 1 Introduced by Mr. Kirby, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making an appropriation for a State Park at the cite of Old Salem where
Abe Lincoln spent his early years.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the sum of one hundred thousand
3 dollars (\$100,000.00) be and is hereby appropriated for the purpose of a State
4 Memorial Park on the cite of Old Salem on the right bank of the Sangamon
5 river, where Lincoln spent his youth and early manhood. And also the ground
6 on the left bank of the Sangamon river where Old Salem Chautauqua holds its
7 assembly. This appropriation shall be made by the people of the State on the
8 following conditions: That William Randolph Hearst, and the Old Salem Chau-
9 tauqua Association, and all the individual owners of lots on the Old Salem Chau-
10 tauqua grounds, do deed and convey all title and right to said lots and ground to
11 the State of Illinois for a Memorial State Park to the memory of the early days
12 of Abe Lincoln.



- 1 Introduced by Mr. Thos. E. Lyon, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

A BILL

For an Act to create sanitary districts and to provide for sewage disposal.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That whenever any area of contiguous
3 territory shall contain one or more incorporated cities, towns or villages or parts
4 of one or more incorporated cities, towns or villages, and shall be so situated
5 that the construction and maintenance of a plant or plants for the purification
6 and treatment of sewage and the maintenance of a common outlet for the drain-
7 age thereof, will conduce to the preservation of the public health, the same may
8 be incorporated as a sanitary district under this Act in the manner following:

9 Any one hundred (100) legal voters, resident within the limits of such pro-
10 posed sanitary district may petition the county judge of the proposed district,
11 or the major portion thereof is located, to cause the question to be submitted to
12 the legal voters of such proposed district whether such proposed territory shall
13 be organized as a sanitary district under this Act, such petition shall be ad-
14 dressed to said county judge and shall contain a definite description of the

15 boundaries of the territory to be embraced in such district, and the name of
16 such proposed sanitary district: *Provided, however,* that no territory shall be
17 included in any municipal corporation formed hereunder which is not situated
18 within the limits of a city, incorporated town or village, or within three miles out-
19 side thereof, and no territory shall be included within more than one sanitary
20 district under this Act. Upon filing of such petition in the office of the county
21 clerk of the county in which such territory is situated, it shall be the duty of the
22 county judge to call to his assistance two judges of the circuit court of the circuit
23 embracing such proposed district and such judges shall constitute a board of
24 commissioners which shall have power and authority to consider the boundaries
25 of any such proposed sanitary district, whether the same shall be as described
26 in such petition or otherwise, and the decision of two of such commissioners
27 shall be conclusive and not subject to review in any manner, directly or in-
28 directly.

29 Notice shall be given by such county judge of the time and place where such
30 commissioners will meet, by a publication inserted in one or more daily or weekly
31 papers published in such proposed district, at least twenty days prior to such
32 meeting, and if no such newspaper is published in such proposed district, then by
33 posting at least five copies of such notice in such proposed district at least
34 twenty (20) days before such hearing.

35 At such meeting the county judge shall preside and all persons in such pro-
36 posed district shall have an opportunity to be heard touching the location and
37 boundary of such proposed district and to make suggestions regarding the same,
38 and such commissioners, after hearing statements, evidence and suggestions,
39 shall fix and determine the limits and boundaries of such proposed district, and
40 for that purpose and to that extent may alter and amend such petition. After
41 such determination by said commissioners or a majority of them, the same shall
42 be incorporated in an order which shall be spread at length upon the records of
43 the county court. Upon the entering of such order, the county judge shall sub-
44 mit to the legal voters of the proposed sanitary district, the question of organi-

45 zation and establishment of the proposed sanitary district as determined by and
46 commissioners, at an election to be held within sixty (60) days after the entering
47 of such order, notice whereof shall be given by the county judge at least twenty
48 (20) days prior thereto by publication in one or more daily papers published
49 within such proposed sanitary district, or if no daily newspaper is published
50 in such proposed sanitary district, then by posting at least five copies of such
51 notice in said district at least twenty (20) days before such election. Such notice
52 to specify briefly the purpose of such election, with a description of such proposed
53 district, and the time and places for holding such election.

54 Each legal voter resident within such proposed sanitary district shall have
55 the right to cast a ballot at such election. Ballots at elections held under this
56 section shall be in substantially the following form, to-wit:

For Sanitary District.	
Against Sanitary District.	

57 The ballots so cast shall be received, returned and canvassed in the same
58 manner and by the same officers as is provided by law, in the case of ballots cast
59 for county officers, except as herein modified. The county judge shall cause a
60 statement of the result of such election to be spread upon the records of the
61 county court. If a majority of the votes cast upon the question of incorporation
62 of the proposed sanitary district shall be in favor of the proposed sanitary dis-
63 trict, such proposed district shall thenceforth be deemed and organized sanitary
64 district under this Act.

Sec. 2. All courts in this State shall take judicial notice of this existence of
2 all sanitary districts organized under this Act.

Sec. 3. A board of trustees, consisting of three members, for the govern-
2 ment, control and management of the affairs and business of each sanitary dis-
3 trict organized under this Act shall be created in the following manner:

4 Within twenty (20) days after the adoption of said Act, as provided in
5 section one hereof, the said county judge shall appoint three trustees who shall
6 hold their office respectively for one, two and three years, from the first Monday
7 of May after their appointment and until their successors are appointed and
8 have qualified, and thereafter on or before the second Monday in April of each
9 year the said county judge shall appoint one trustee whose term shall be for
10 three years commencing the first Monday in May of the year in which they are
11 respectively appointed. The length of the term of the first trustee shall be de-
12 termined by lot at their first meeting.

13 Said county judge shall require each of said trustees to enter into bond, with
14 security to be approved by such county judge, in such sum as said county judge
15 may determine.

16 A majority of the board of trustees shall constitute a quorum but a smaller
17 number may adjourn from day to day. No trustee or employee of such dis-
18 trict shall be directly or indirectly interested in any contract, work or business
19 of the district, or the sale of any article, the expense, price or consideration of
20 which is paid by such district; nor in the purchase of any real estate or other
21 property belonging to the district, or which shall be sold for taxes or assess-
22 ments, or by virtue of legal process at the suit of said district. The trustees
23 shall have the power to provide and adopt a corporate seal for the district.

 Sec. 4. The trustees elected in pursuance of the foregoing provisions of this
2 Act shall constitute a board of trustees for the district by which they are
3 elected, which board of trustees is hereby declared to be the corporate authorities
4 of such sanitary district, and shall exercise all the powers and manage and con-
5 trol all the affairs and property of such district; said board of trustees at their
6 first meeting in May of each year, shall elect one of their number as president
7 and one of their number as clerk, and said board of trustees shall have the right
8 to elect a treasurer, engineer and attorney for said district, who shall hold their
9 respective offices during the pleasure of the board, and who shall give such bond
10 as may be required by said board. Said board may prescribe the duties and fix

the compensation of all the officers and employees of any sanitary district. *Provided, however,* that a member of said board of trustees shall in no case receive a sum to exceed the sum of one hundred dollars per annum. Said board of trustees shall have full power to make all necessary ordinances, rules and regulations for the proper management and conduct of the business of said board of trustees and of said corporation, and for carrying into effect the objects for which such sanitary district is formed.

Sec. 5. All ordinances imposing any penalty, or making any appropriations shall, within one month after they are passed, be published at least once in a newspaper published in such district, or in any such newspaper of general circulation is published therein, by posting copies of the same in three public places in the district; and no such ordinance shall take effect until ten days after it is so published, and all other ordinances, orders and resolutions shall take effect from and after their passage unless otherwise provided therein.

Sec. 6. All ordinances, orders and resolutions, and the date of publication thereof, may be proven by the certificate of the clerk under the seal of the corporation, and when printed in book or pamphlet form, and purporting to be published by the board of trustees, such book or pamphlet shall be received as evidence of the passage and legal publication of such ordinances, orders and resolutions, as of the dates mentioned in such book or pamphlet in all courts and places without further proof.

Sec. 7. The board of trustees of any sanitary district organized under this Act shall have power to provide for the disposal of the sewage thereof and to save and preserve the water supplied to the inhabitants of such district from contamination and for that purpose may construct and maintain an enclosed conduit or conduits, main pipe or pipes, wholly or partially submerged, buried or otherwise, and by means of pumps or otherwise cause such sewage to flow or to be forced through such conduit or conduits, pipe or pipes to and into any

8 ditch or canal constructed and operated by any other sanitary district, after
9 having first acquired the right so to do, or such board may provide for the drain-
10 age of such district by laying out, establishing, constructing and maintaining
11 one or more channels, drains, ditches and outlets for carrying off and disposing
12 of the drainage (including the sewage) of such district, together with such ad-
13 juncts and additions thereto as may be necessary or proper to cause such chan-
14 nels or outlets to accomplish the end for which they are designed, in a satisfac-
15 tory manner, including pumps and pumping stations and the operation of the
16 same. Such board may also treat and purify such sewage so that when the same
17 shall flow into any lake or other watercourse, it will not injuriously contaminate
18 the waters thereof, and may adopt any other feasible method to accomplish the
19 object for which such sanitary district may be created, and may also provide
20 means whereby the said sanitary district may reach and procure supplies of
21 water for diluting and flushing purposes: *Provided, however,* that nothing here-
22 in contained shall be construed to empower or authorize such board of trustees
23 to operate a system of water works for the purpose of furnishing or delivery
24 water to any such municipality or to the inhabitants thereof. Nothing in this
25 Act contained shall authorize said trustees to flow the sewage of such district
26 into Lake Michigan and any such plan for sewage disposal by any sanitary dis-
27 trict organized hereunder, is hereby prohibited.

Sec. 8. Such sanitary district may acquire by purchase, condemnation, or
2 otherwise any and all real and personal property, right of way and privilege,
3 either within or without its corporate limits that may be required for its cor-
4 porate purposes; and in case any district formed hereunder shall be unable to
5 agree with any other sanitary district upon the terms under which it shall be
6 permitted to use the drains, channels or ditches of such other sanitary district,
7 the right to so use the same may be acquired by condemnation in any court of
8 competent jurisdiction by proceedings in the manner, as near as may be, as is
9 provided in and by an Act entitled, "An Act to provide for the construction,

10 reparation and protection of drains, ditches and levees across the land of other
11 for agricultural, sanitary and mining purposes, and to provide for the organiza-
12 tion of drainage districts." approved and in force May 29, 1879, and all amend-
13 ments thereto. The compensation to be paid for such use may be a gross sum, or
14 it may be in the form of an annual rental, to be paid in yearly installments as and
15 in the manner provided by the judgment or decree of the court wherein such
16 proceedings may be had: *Provided, however,* all moneys for the purchase and
17 condemnation of any property shall be paid before possession is taken or any
18 work done on the premises damaged by the construction of such channel or outlet,
19 and in case of an appeal from the county court taken by either party whereby
20 the amount of damages is not finally determined, then possession may be taken,
21 provided that the amount of judgment in such court shall be deposited at some
22 bank to be designated by the judge of said court, subject to the payment of such
23 damages on orders signed by such county judge, whenever the amount of dam-
24 ages is finally determined. Said sanitary district shall have the power to sell,
25 convey, vacate and release the said real or personal property, right of way and
26 privileges acquired by it when the same is no longer required for the purposes
27 of said district.

Sec. 9. The corporation may borrow money for corporate purposes and
2 may issue bonds therefor, but shall not become indebted in any manner, or for
3 any purpose, to an amount in the aggregate to exceed five per centum on the
4 valuation of taxable property therein to be ascertained by the last assessment
5 for State and county taxes previous to the incurring of such indebtedness.
6 Whenever the board of trustees of such district desires to issue bonds here-
7 under they shall order an election to be held in such district upon the question.
8 The notice of election shall state the amount of bonds to be issued and the polling
9 places, at which such election shall be held, and shall be posted in at least five
10 public places at least twenty days prior to the election. Such election notice
11 shall also be published in a newspaper published in said district at least twenty
12 days prior to the election. The board of trustees shall appoint judges and

13 clerks for such election, and the return of such election shall be filed with the
14 clerk of the board of trustees and be canvassed and the result ascertained by
15 said board and entered upon the records of the district. If it shall appear that
16 a majority of the voters voting at said election on said question shall have voted
17 in favor of the issue of said bonds, the board of trustees shall order and direct
18 the execution of the bonds for and on behalf of said district. All bonds issued
19 hereunder shall mature in not exceeding twenty annual installments. The bal-
20 lots at elections held under this section shall be in substantially the following
21 form:

Proposition to issue bonds ofdistrict to the amount of dollar	Yes	
	No	

Sec. 10. At the time of or before incurring any indebtedness, the board of
2 trustees shall provide for the collection of a direct annual tax sufficient to pay
3 the interest on such debt as it falls due, and also to pay and discharge the prin-
4 cipal thereof as the same shall fall due, and at least within twenty years from
5 the time of contracting the same.

Sec. 11. All contracts for work to be done by such municipality, the expense
2 of which will exceed five hundred dollars, shall be let to the lowest responsible
3 bidder therefor upon not less than thirty days' public notice of the terms and
4 conditions upon which the contract is to be let, having been given by publication
5 in a newspaper of general circulation published in said district, and the said
6 board shall have the power and authority to reject any and all bids, and re-
7 advertise.

8 And in all other respects such contract shall be entered into and the perform-
9 ance thereof controlled by the provisions of an Act entitled, "An Act concerning
10 local improvements," approved June 14, 1897, in force July 1, 1897, and amend-
11 ments thereto as near as may be: *Provided*, that contracts may be let for
12 making proper and suitable connections between the mains and outlets of the

13 respective sanitary sewers in said district with any conduit, conduits, main pipe
14 or pipes that may be constructed by such sanitary district.

Sec. 12. The board of trustees may levy and collect other taxes for cor-
2 porate purposes upon property within the territorial limits of such sanitary dis-
3 trict, the aggregate amount of which for each year shall not exceed one-half of
4 one per centum of the value of the taxable property within the corporate limits,
5 as the same shall be assessed and equalized for the State and county taxes of the
6 year in which the levy is made: *Provided, however,* that a like sum in addition
7 thereto may be levied when such additional tax has been authorized by the legal
8 voters of such district at an election duly called therefor. Such election shall be
9 governed by the terms of this Act relating to elections held to decide on the
10 proposition of issuing bonds of said district.

11 Said board shall cause the amount required to be raised by taxation in each
12 year to be certified to the county clerk on or before the second Tuesday in
13 August, as provided in section one hundred and twenty-two of the general rev-
14 enue law. All taxes so levied and certified shall be collected and enforced in
15 the same manner and by the same officers as State and county taxes, and shall
16 be paid over by the officer collecting the same to the treasurer of the sanitary
17 district in the manner and at the time provided by the general revenue law.

18 The treasurer shall, when the moneys of the district are deposited with any
19 bank or other depository, require such bank or other depository to pay the
20 same rates of interest for such moneys deposited as such bank or other depos-
21 itary is accustomed to pay depositors under like circumstances, in the usual
22 course of its business. All interest so paid shall be placed in the general funds
23 of the district, to be used as other moneys belonging to such district raised by
24 general taxation.

Sec. 13. Every such district is authorized to construct, maintain, alter and
2 extend its sewers, channels, ditches and drains, as a proper use of highways along,
3 upon, under and across any highway, street, alley or public ground in the State,

4 but so as not to incommode the public use thereof, and the right and authority
5 are hereby granted to any such district to construct, maintain and operate any
6 conduit or conduits, main pipe or pipes, wholly or partially submerged, buried
7 or otherwise, in, upon and along any of the lands owned by said State under any
8 of the public waters therein: *Provided*, that the extent and location of the lands
9 and waters so to be used and appropriated shall be approved by the Governor
10 of said State of Illinois, upon application duly made to him asking for such ap-
11 proval: *And, provided, further*, that the rights, permission and authority here-
12 by granted shall be subject to all public rights of commerce and navigation, and
13 to the authority of the United States in behalf of such public rights, and also to
14 the right of said State of Illinois to regulate and control fishing in said public
15 waters.

Sec. 14. Whenever there shall be located within the bounds of any such
2 sanitary district organized under the provisions of this Act, any United States
3 military post, reservation or station, or any naval station, the said board of trus-
4 tees of such district are hereby authorized to enter into contracts or agreements
5 with the War Department, or other proper authorities of the United States, per-
6 mitting them to connect with any such conduit or conduits, main pipe or pipes,
7 and discharge the drainage, sewage or other impure or contaminated liquids
8 therein.

Sec. 15. Whenever the board of trustees of any sanitary district shall pass
2 an ordinance for the making of any improvement which such district is authorized
3 to make, the making of which will require that private property should be taken
4 or damaged, such district may cause compensation therefor to be ascertained,
5 and may condemn and acquire possession thereof in the same manner, as nearly
6 as may be, as is provided in an Act entitled, "An Act to provide for the exercise
7 of the right of eminent domain," approved April 10, 1872, and all amendments
8 thereto: *Provided, however*, that proceedings to ascertain the compensation to
9 be paid for taking or damaging private property shall in all cases be instituted

10 in the county where the property sought to be taken or damaged is situated:
11 *And, provided,* that all damages to property, whether determined by agreement
12 or by final judgment of court, shall be paid, prior to the payment of any other
13 debt or obligation.

Sec. 16. When, in making any improvements which any district is author
2 ized by this Act to make, it shall be necessary to enter upon and take possession
3 of any existing drains, sewers, sewer outlets, plants for the purification of
4 sewage or water, or any other public property, or property held for public use,
5 the board of trustees of such district shall have the power so to do and may ac-
6 quire the necessary right of way over any other property held for public use
7 in the same manner as is herein provided for acquiring private property, and
8 may enter upon, and use the same for the purposes aforesaid: *Provided,* the
9 public use thereof shall not be unnecessarily interrupted or interfered with, and
10 that the same shall be restored to its former usefulness as soon as possible.

Sec. 17. Any district formed hereunder shall have the right to permit terri-
2 tory lying outside its limits, whether within any other sanitary district or not, to
3 drain into and use any channel or drain made by it, upon such payments, terms
4 and conditions as may be mutually agreed upon, and any district formed here-
5 under is hereby given full power and authority to contract for the right to use
6 any drain or channel which may be made by any other sanitary district, upon
7 such terms as may be mutually agreed upon, and to raise the money called for
8 by any such contract in the same way and to the same extent as such district
9 is authorized to raise money for any other corporate purposes.

Sec. 18. The board of trustees of any such sanitary district shall have
2 power and authority to prevent the pollution of any waters from which a water
3 supply may be obtained by any city, town or village within said district, and shall
4 have the right and power to appoint and support a sufficient police force, the
5 members of which may have and exercise police powers over the territory within

6 such drainage district, and over the waters from which said water supply may
7 be obtained, for a distance of three miles from the shore thereof, or from the
8 source of said water supply for the purpose of preventing the pollution of said
9 waters, and any interference with any of the property of such sanitary district;
10 but such police officers when acting within the limits of any such city, town or
11 village, shall act in aid of the regular police force thereof, and shall then be
12 subject to the direction of its chief of police, city or village marshals or other
13 head thereof: *Provided*, that in so doing they shall not be prevented or hindered
14 from executing the orders and authority of said board of trustees of such sani-
15 tary district: *Provided, further*, that before compelling a change in any method
16 of disposal of sewage so as to prevent the said pollution of any water, the
17 board of trustees of such district shall first have provided means to prevent the
18 pollution of said water from sewage or refuse originating from their own sani-
19 tary district.



- 1 Introduced by Mr. Thomas E. Lyon, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to make an appropriation to the Illinois Academy of Science.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That there is hereby appropriated for
3 the use of the Illinois Academy of Science the sum of fifteen hundred dollars
4 (\$1,500.00) per annum for the two (2) years beginning July 1, 1915, for the
5 purpose of meeting expenses of such academy in connection with its publications
6 and postage.

Sec. 2. On the order of the president of the Illinois Academy of Science,
2 attested by the secretary of the same, and approved by the Governor, the Auditor
3 of Public Accounts shall draw his warrants upon the State Treasurer for the
4 sum herein appropriated, and the State Treasurer shall pay the same out of any
5 funds in the State treasury not otherwise appropriated.



- 1 Introduced by Mr. Sidney Lyon, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act authorizing the taking of finger-print impressions of persons arrested for violation of any criminal law punishable by imprisonment in the penitentiary, in order to secure means of identification and reaprehension in case of escape or default on bail and to prevent confusion of identity of different prisoners.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That any person arrested for violation
3 of any criminal law of this State, punishable by imprisonment in the peniten-
4 tiary, shall be required by the judge admitting such persons to bail, to place
5 adjacent to his signature on the bail bond or recognizance or on another paper
6 selected for that purpose, such an impression or impressions of such of the
7 fingers or thumbs of the defendant as shall be required by the judge accepting
8 bail: *Provided,* it shall be lawful for the judge accepting bail to approve a
9 bail bond or recognizance after the same has been executed by the surety and
10 before it has been executed by the defendant if such judge will indorse thereon
11 his approval thereof, on condition that the defendant execute said bail bond or
12 recognizance, in which case the jailer or other officer having the custody of the

13 defendant shall take said finger-print impressions at the time the defendant
14 shall execute said bail bond or recognizance.

Sec. 2. If any defendant arrested for violation of any such criminal law
2 shall not give bail within one hour after his arrest, the officer having his cus-
3 tody, or any member of the police department or conservator of the peace shall,
4 in order to furnish means of identification in case of escape, or to prevent con-
5 fusion of identity of different prisoners, is authorized, if he believes the cir-
6 cumstances make it advisable, to take such finger-print impressions.



- 1 Introduced by Mr. Sidney Lyon, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act concerning the liability of covenants contained in deed of conveyance of
real estate.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That covenants contained in a deed of
3 conveyance of real estate shall not be extinguished or cancelled by operation of
4 law, by a reconveyance of the real estate with covenants to the original
5 covenantor, or to any other grantor in the chain of title.

Sec. 2. That in suits to recover damages for breach of covenant contained
2 in deed of conveyance of real estate, the defense that the covenants contained in
3 the deed of conveyance have been extinguished or cancelled by a re-conveyance
4 of said real estate with covenants to the original covenantor, or any other person
5 in the chain of title, shall not be maintained to said action.



- 1 Introduced by Mr. McCabe, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act in relation to conditional sales or contracts of sale of personal property.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That every contract executed to secure
3 the purchase money for personal property at the initial sale thereof at retail for
4 property actually sold and delivered, conditioned that the title thereto shall re-
5 main in the vendor after delivery until such property is paid for, or until the
6 occurrence of a future event or contingency, shall be void as against subsequent
7 purchasers, pledgees or mortgagees in good faith, and as to them, the sale shall
8 be deemed absolute, unless the contract of sale containing such conditions or
9 reservations or a true copy thereof be filed with the recorder of the county in
10 which the vendee shall reside, or in case the vendee be not a resident of the State,
11 then in the county where the property is situated. No such contract shall be ad-
12 mitted to the record unless it shall have attached thereto and filed therewith the
13 affidavit of the vendor, his, her or their agents; such affiant being a resident of
14 the State of Illinois and such affidavit stating the names of the vendor and vendee,
15 a description of the property, the purchase price thereof, the amount paid and
16 the amount due; that the same is for purchase money and that said property was
17 actually sold and delivered to the order of said purchaser.

Sec. 2. Whenever personal property is sold upon condition that the title
 2 thereto shall remain in the vendor until the payment of the purchase price or
 3 until the occurrence of a future event or contingency, and the same is re-taken
 4 by the vendor, his or their successors in interest, the vendor or his or their
 5 successors in interest shall, immediately upon retaking, deliver to the vendee a
 6 true statement in writing of the amount of the original contract, the amount
 7 paid thereon, and the payments remaining due thereon, itemizing the same. If
 8 unable to so deliver such statement in person to the vendee, then the vendor
 9 shall mail the same to said vendee, to the address from which the property has
 10 been removed or to the last known address of said vendee. Such property shall
 11 be retained by the vendor for a period of fifteen days after the giving of such
 12 notice, and during such period, the vendee, his, her or their successors in inter-
 13 est, may recover the property upon making the payments which are in arrears
 14 according to the terms of the original contract, together with legal interest
 15 thereon.

Sec. 3. Whoever without the consent of the vendor, sells, secretes, destroys,
 2 encumbers or converts to a use other than that contemplated by the contract of
 3 sale, or otherwise disposes of any goods, merchandise or personal property, the
 4 possession of which has been given to such person under an agreement to pur-
 5 chase the same on installment payments or otherwise, shall be deemed guilty
 6 of a misdemeanor, and upon conviction thereof may be punished by a fine of
 7 not more than three hundred dollars, or by imprisonment in the county jail for
 8 not more than six months, or by both such fine and imprisonment, in the dis-
 9 cretion of the court.

Sec. 4. Any vendor, his or their agent, making a false affidavit or other-
 2 wise violating the provisions of this Act, shall be deemed guilty of a misdemeanor
 3 and upon conviction thereof may be punished by a fine of not more than six
 4 hundred dollars or by imprisonment in the county jail for not more than one
 5 year, or by both such fine and imprisonment, in the discretion of the court.

1 Introduced by Mr. McGloon, March 7, 1917.

2 Read by title, ordered printed and referred to Committee on Civil Service.

A BILL

For an Act to amend an Act entitled, "An Act to regulate the civil service of cities," approved and in force March 20, 1895, as amended by subsequent Acts, by amending sections 1, 2, 3, 5, 6, 7, 8, 11, 12, 14, 15, 16, 17, 18, 19, 21, 22, 23, 24, 25, 28, 31, 32, 38, 39 and 40, respectively, thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to regulate the civil service of cities," approved and in force March 20, 1895, as subsequently amended, be and the same is hereby amended by amending sections 1, 2, 3, 5, 6, 7, 8, 11, 12, 14, 15, 16, 17, 18, 19, 21, 22, 23, 24, 25, 28, 31, 32, 38, 39 and 40, respectively, thereof, which amended sections shall read as follows:

7 Sec. 1. The mayor of each city and the president of the board of trustees
8 of each incorporated town and village in this State which shall adopt this Act
9 as hereinafter provided, shall not less than forty nor more than ninety days
10 after the taking effect of this Act in such city, incorporated town or village,
11 appoint three persons, who shall constitute and be known as the civil service com-

missioners of such city, incorporated town or village, one for three years, one for two years and one for one year from the time of appointment and until their respective successors are appointed and qualified; and in every year thereafter the mayor or the president of such board of trustees shall, in like manner, appoint one person as the successor of the commissioner whose term shall expire in that year, to serve as such commissioner for three years and until his successor is appointed and qualified. Two commissioners shall constitute a quorum. All appointments to said commission, both original and to fill vacancies, shall be so made that not more than two members shall, at the time of appointment, be members of the same political party. Said commissioners shall hold no other lucrative office or employment under the United States, the State of Illinois, or any municipal corporation or political division thereof. Each commissioner, before entering upon the duties of his office, shall take the oath prescribed by the Constitution of this State.

Sec. 2. The mayor or the president of the board of trustees may, in his discretion, remove any commissioner for incompetence, neglect of duty or malfeasance in office. The mayor or the president of the board of trustees shall within ten days report in writing any such removal to the city council or the board of trustees, with his reasons therefor. Any vacancy in the office of commissioner shall be filled by appointment by the mayor or the president of the board of trustees.

Sec. 3. Said commissioners shall classify all the offices and places of employment in such city, incorporated town or village with reference to the examinations hereinafter provided for, except those offices and places mentioned in section eleven of this Act. The offices and places so classified by the commission shall constitute the classified civil service of such city, incorporated town or village; and no appointments to any of such offices or places shall be made except under the according to the rules hereinafter mentioned: *Provided, however*, that in any city, incorporated town or village which is now, or which may hereafter

9 become, subject to the provisions of this Act, all persons who at the time when
 10 this Act takes effect or becomes applicable hold offices or places of employment
 11 which this Act provides should be classified, shall be included under the provi-
 12 sions of this Act, and shall automatically become members of the classified civil
 13 service of said city, incorporated town or village without original examination.

Sec. 5. All rules made as hereinbefore provided, and all changes therein
 2 shall forthwith be printed for distribution by said commission; and the commis-
 3 sion shall give notice of the place or places where said rules may be obtained, by
 4 publication in one or more daily newspapers, published in such city, incorporated
 5 town or village, and in each such publication shall be specified the date, not less
 6 than ten days subsequent to the date of such publication, when said rules shall go
 7 into operation.

Sec. 6. All applicants for offices or places in said classified service, except
 2 those mentioned in section eleven, shall be subjected to examination, which shall
 3 be public, competitive and free to all citizens of the United States, with specified
 4 limitations as to residence, age, health, habits and moral character. Such exam-
 5 inations shall be practical in their character, and shall relate to those matters
 6 which will fairly test the relative capacity of the persons examined to discharge
 7 the duties of the positions to which they seek to be appointed, and shall include
 8 tests of physical qualifications and health, and when appropriate of manual skill.
 9 No questions in any examination shall relate to political, or religious, opinion-
 10 or affiliations. The commission shall control all examinations, and may, when-
 11 ever an examination is to take place designate a suitable number of persons, either
 12 in or not in the official service of the city, incorporated town or village, to be
 13 examiners, and it shall be the duty of such examiners, and, if in the official
 14 service, it shall be a part of their official duty, without extra compensation, to
 15 conduct such examination as the commission may direct, and to make return or
 16 report thereof to said commission, and the commission may at any time substi-
 17 tute any other person, whether or not in such service, in the place of any one so

18 selected; and the commission may themselves at any time act as such examiners,
19 and without appointing examiners. The examiners at any such examination shall
20 not all be members of the same political party.

Sec. 7. Notice of the time and place and general scope of every examination
2 shall be given by the commission by publication for two weeks preceding such
3 examination in a daily newspaper of general circulation published in such city,
4 incorporated town or village, and such notice shall also be posted by said com-
5 mission in a conspicuous place in their office for two weeks before such exam-
6 ination. Such further notice of examinations may be given as the commission
7 shall prescribe.

Sec. 8. From the returns or reports of the examiners, or from the examina-
2 tions made by the commission, the commission shall prepare a register for each
3 grade or class of positions in the classified service of such city, incorporated town
4 or village of the persons whose general average standing upon examination for
5 such grade or class is not less than the minimum fixed by the rules of such com-
6 mission, and who are otherwise eligible; and such persons shall take rank upon
7 the register as candidates in the order of their relative excellence as determined
8 by examination, without reference to priority of time of examination.

Sec. 11. Officers who are elected by the people, or who are elected by the
2 city council or the board of trustees, pursuant to the charter of such city, incor-
3 porated town or village, or whose appointment is subject to confirmation by the
4 city council, board of trustees, judges and clerks of election, members of any
5 board of education, the superintendent and teachers of schools, heads of any
6 principal department of the city, incorporated town or village, members of the
7 law department, and one private secretary of the mayor or the president of the
8 board of trustees, shall not be included in such classified service.

Sec. 12. No officer or employee in the calssified civil service of any city,
2 incorporated town or village, who shall have been appointed under said rules and

3 after said examination, shall be removed or discharged except for cause upon
 4 written charges and after an opportunity to be heard in his own defense. Such
 5 charges shall be investigated by or before said civil service commission, or by or
 6 before some officer or board appointed by said commission, to conduct such in-
 7 vestigation. The finding and decision of such commission or investigating officer
 8 or board, when approved by said commission, shall be certified to by the appoint-
 9 ing officer, and shall be forthwith enforced by such officer. Nothing in this Act
 10 shall limit the power of any officer to suspend a subordinate for a reasonable
 11 period, not exceeding thirty days. In the course of an investigation of charges
 12 each member of the commission, and of any board so appointed by it, and any of-
 13 ficer so appointed shall have the power to administer oaths and shall have power
 14 to secure by its subpoenas both the attendance and testimony of witnesses, and
 15 the production of books and papers relevant to such investigation. Nothing in
 16 this section shall be construed to require such charges or investigation in cases
 17 of laborers or persons having the custody of public money, for the safe keeping
 18 of which another person has given bonds.

Sec. 14. The commission shall investigate the enforcement of this Act and
 2 of its rules, and the action of the examiners herein provided for, and the con-
 3 duct and action of the appointees in the classified service of its city, incorporated
 4 town or village, and may require as to the nature, tenure and compensation of
 5 all offices and places in the public service thereof. In the course of such investi-
 6 gation each commissioner shall have power to administer oaths, and said com-
 7 mission shall have power to secure by its subpoena both the attendance and tes-
 8 timony of witnesses and the productions of books and papers relevant to such
 9 investigations.

Sec. 15. Said commission shall, on or before the fifteenth day of January
 2 of each year, make to the mayor or president of the board of trustees, for trans-
 3 mission to the city council or board of trustees a report showing its own action
 4 the rules in force, the practical effects thereof, and any suggestions it may ap

5 prove for the more effectual accomplishment of the purposes of this Act. The
6 mayor or president of the board of trustees may require a report from said com-
7 mission at any other time.

Sec. 16. Said commission shall employ a chief examiner, whose duty it shall
2 be, under the direction of the commission, to superintend any examination held
3 in such city, incorporated town or village under this Act, and who shall perform
4 such other duties as the commission shall prescribe. The chief examiner shall
5 be *ex officio* secretary of said commission, under the direction of such commis-
6 sion; he, as such secretary, shall keep the minutes of its proceedings, preserve
7 all reports made to it, keep a record of all examinations held under its direction,
8 and perform such other duties as the commission shall prescribe.

Sec. 17. All officers of any city, incorporated town or village which shall
2 have adopted this Act shall aid said commission in all proper ways in carrying
3 out the provisions of this Act, and at any place where examinations are to be
4 held shall allow reasonable use of public buildings for holding such examinations.
5 The mayor or president of the board of trustees of such city, incorporated town
6 or village, shall cause suitable rooms to be provided for said commission at the
7 expense of such city, incorporated town or village.

Sec. 18. In cities having a population of one hundred thousand inhabitants
2 or more, each of said commissioners and the chief examiner of said commission,
3 shall receive a salary of three thousand dollars a year: *Provided, however,* that
4 the president of any such commission may receive such additional compensation
5 as the city council of the city wherein said commission exists may appropriate.
6 Any person not at the time in the official service of the city, serving as a mem-
7 ber of the board of examiners or of a trial board, shall receive compensation for
8 every day actually and necessarily spent in the discharge of his duty as an ex-
9 aminer or a member of the trial board at the rate of five dollars per day, and
10 said commission may, in such city, also incur expenses not exceeding the amount
11 appropriated therefor by the city council of the city wherein said commission

exists. In cities, incorporated towns or villages having a population of fifty thousand inhabitants and less than one hundred thousand, such commissioner shall receive an annual salary of one thousand each, the chief examiner shall receive an annual salary of one thousand dollars. Any person not at the time in the official service of such city, incorporated town or village, serving as a member of the board of examiners or of a trial board shall receive compensation for every day actually and necessarily spent in the discharge of his duty as an examiner or member of the trial board at the rate of three dollars per day, and said commission may, in such city, incorporated town or village, also incur expenses not exceeding two thousand dollars a year for clerk hire, printing, stationery and other incidental matters; *provided*, that in cities having the commission form of government the appointment of civil service commissioners shall be made by the city council. In cities, incorporated towns and villages having a population of twenty-five thousand and less than fifty thousand inhabitants such commissioners shall receive an annual salary of one hundred dollars each, and the chief examiner shall receive an annual salary of five hundred dollars.

In cities, incorporated towns and villages having a population of less than twenty-five thousand inhabitants such commissioners shall receive an annual salary to be fixed by the city council or board of trustees of such cities, incorporated towns or villages, not to exceed fifty dollars each; the chief examiner shall receive an annual salary to be fixed by the city council or board of trustees of such cities, incorporated towns or villages not to exceed one hundred dollars. In cities, incorporated towns or villages having a population of less than fifty thousand inhabitants any person not at the time in the official service of such city, incorporated town or village, serving as a member of the board of examiners or of a trial board shall receive compensation for every day actually and necessarily spent in the discharge of his duty as an examiner or member of the trial board at the rate of two dollars per day, and said commission may, in such city, incorporated town or village, also incur expenses not exceeding two hundred dollars per year, for clerk hire, printing, stationery and other incidental matters.

43 Any appropriation heretofore made for the current fiscal year by the city
44 council of any city, incorporated town or village for expenses of any civil service
45 commission existing in such city is hereby authorized, ratified, confirmed and
46 approved.

Sec. 19. A sufficient sum of money shall be appropriated each year by each
2 city, incorporated town or village which shall adopt this Act, to carry out the
3 provisions of this Act, in such city, incorporated town or village. In such cities,
4 incorporated towns or villages as shall have already made the annual appro-
5 priation for municipal purposes for the current fiscal year, the mayor or presi-
6 dent of the board of trustees is authorized and required to pay the salaries and
7 expenses as herein provided for such fiscal year out of the moneys appropriated
8 for contingent purposes by such municipality or out of the moneys not otherwise
9 appropriated.

Sec. 21. No officer or employee of such city, incorporated town or village,
2 shall solicit, orally or by letter, or receive or pay, or be in any manner concerned
3 in soliciting, receiving or paying any assessment, subscription or contribution
4 for any party or political purpose whatever.

Sec. 22. No person shall solicit, orally or by letter, or be in any manner
2 concerned in soliciting any assessment, contribution or payment for any party or
3 any political purpose whatever, from any officer or employee in any department
4 of the government of any city, incorporated town or village which shall adopt
5 this Act.

Sec. 23. No person shall in any room or building occupied for the discharge
2 of official duties by any officer or employee in any city, incorporated town or
3 village which shall adopt this Act, solicit, orally or by written communication,
4 delivered therein, or in any other manner, or receive any contribution of money
5 or other thing of value, for any party or political purpose whatever. No offi-
6 cer, agent, clerk or employee under the government of such city, incorporated

7 town or village, who may have charge or control of any building, office or room,
8 occupied for any purpose of said government, shall permit any person to enter
9 the same for the purpose of therein soliciting or delivering written solicitations
10 for receiving or giving notice of any political assessments.

Sec. 24. No officer or employee in the service of such city, incorporated
2 town or village shall, directly or indirectly, give, or hand over to any officer or
3 employee in said service, or to any senator or representative or alderman, coun-
4 cilman or commissioner, any money or other valuable thing, on account of or to
5 be applied to the promotion of any party or political object whatever.

Sec. 25. No officer or employee of such city, incorporated town or village
2 shall discharge or degrade or promote or in any manner change the official rank
3 or compensation of any other officer or employee, or promise or threaten to do
4 so for giving or withholding or neglecting to make any contribution of money or
5 other valuable thing for any party or political purpose, or for refusal or neg-
6 lect to render any party or political service.

Sec. 28. No person while holding any office in the government of such city,
2 incorporated town or village, or in nomination for, or while seeking a nomina-
3 tion for, or appointment to any such office, shall corruptly use or promise to use,
4 either directly or indirectly any official authority or influence (whether then pos-
5 sessed or merely anticipated) in the way of conferring upon any person, or in
6 order to secure or aid any person in securing any office or public employment, or
7 any nomination, confirmation, promotion, or increase in salary upon the consid-
8 eration or condition that the vote or political influence or action of the last named
9 person or any other shall be given or used in behalf of any candidate, officer
10 or party, or upon any other corrupt condition or consideration.

Sec. 31. No comptroller or no other auditing officer of a city, incorporated
2 town or village which has adopted this Act shall approve the payment of, or be

3 in any manner concerned in paying any salary or wages to any person for serv-
 4 ices as an officer or employee of such city, incorporated town or village, unless
 5 such person is occupying an office or place of employment according to the pro-
 6 visions of law and is entitled to payment therefor.

Sec. 32. No paymaster, treasurer or other officer or agent of a city, incor-
 2 porated town or village which has adopted this Act shall wilfully pay, or be in
 3 any manner concerned in paying any person any salary or wages for services as
 4 an officer or employee of such city, incorporated town or village, unless such
 5 person is occupying an office or place of employment according to the provi-
 6 sions of law and is entitled to payment therefor.

Sec. 38. The electors of any city, incorporated town or village now existing
 2 or hereafter existing in this State, may adopt and become entitled to the benefit
 3 of this Act in the following manner: Whenever one thousand of the legal voters
 4 of such city, incorporated town or village, voting at the last preceding election
 5 shall petition the judge of the county court of the county, in which said city, in-
 6 corporated town or village is located, to submit to a vote of the electors of such
 7 city, incorporated town or village the proposition as to whether such city, in-
 8 corporated town or village and the electors thereof shall adopt and become en-
 9 titled to the benefits of this Act, it shall be the duty of such county court to
 10 submit such proposition accordingly at the next succeeding general State, county,
 11 city, incorporated town or village election, and if such proposition is not adopted
 12 at such election the same shall in like manner be submitted to a vote of the
 13 electors of such city, incorporated town or village by such county court upon like
 14 application at any general State, county, city, incorporated town or village elec-
 15 tion, thereafter, and an order shall be entered of record in such county court
 16 submitting such proposition as aforesaid.

17 If one thousand shall exceed one-eighth of the legal voters of any such city,
 18 incorporated town or village voting at the last preceding election, then such peti-
 19 tion or application need not be signed or made by more than one-eighth of the

20 legal voters of such city, incorporated town or village voting at the last preced-
21 ing election.

Sec. 39. The judge of such county court shall give at least ten days' notice
2 of election at which such proposition is to be submitted by publishing such notice
3 in one or more newspapers published within such city, incorporated town or vil-
4 lage for at least five times, the first publication to be at least ten days before the
5 day of election; and if no newspaper is published in such city, incorporated town
6 or village, then by posting at least five copies of such notice in each ward at
7 least ten days before such election. Such election shall be held under the election
8 law in force in such city, incorporated town or village, except as herein other-
9 wise provided. The proposition so to be voted for shall appear in plain, promi-
10 nent type at the head of every ticket and preceding the names of persons to be
11 voted upon for any office at such election. If a majority of the votes cast upon
12 such proposition shall be for such proposition, this Act shall thereby be adopted
13 by such city, incorporated town or village, and the mayor or the president of the
14 board of trustees shall thereupon issue a proclamation declaring this Act in force
15 in such city, incorporated town or village.

Sec. 40. Whereas, an emergency exists for the immediate taking effect of
2 this Act, therefore, it shall be in force from and after its passage.



- 1 Introduced by Mr. Milroy, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act to provide for the partial support of mothers whose husbands are dead or have become permanently incapacitated for work by reason of physical or mental infirmity when such mothers have children under fourteen years of age, and are residents of the county in which application for relief is made; and also, to provide for the probationary visitation, care and supervision of the family for whose benefit such support is provided," approved June 30, 1913, in force July 1, 1913, (title as amended by Act approved June 28, 1915), as subsequently amended, by amending section 11 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to provide
3 for the partial support of mothers whose husbands are dead or have become per-
4 manently incapacitated for work by reason of physical or mental infirmity when
5 such mothers have children under fourteen years of age, and are residents of
6 the county in which application for relief is made; and also, to provide for the
7 probationary visitation, care and supervision of the family for whose benefit
8 such support is provided," approved June 30, 1913, in force July 1, 1913 (title

9 as amended by Act approved June 28, 1915), as subsequently amended, be and
10 the same is hereby amended by amending section 11 thereof to read as inserted
11 at length herein.

12 Sec. 11. Such relief shall be granted by the court only upon the following
13 conditions:

14 (1) The child or children for whose benefit the relief is granted must be
15 living with the mother of such child or children; (2) the court must find that it
16 is for the welfare of such child or children to remain at home with the mother;
17 (3) the relief shall be granted only when in the absence of such relief the mother
18 would be required to work regularly away from her home and children, or when
19 in the absence of such relief it would be necessary to commit such child or chil-
20 dren to a dependent institution and when by means of such relief she will be able
21 to remain at home with her children, except that she may be absent for work a
22 definite number of days each week to be specified in the court's order, when
23 such work can be done by her without the sacrifice of health or the neglect of
24 home and children; (4) such mother must, in the judgment of the court, be a
25 proper person, physically, mentally and morally fit, to have the care and custody
26 of her children; (5) the relief granted shall, in the judgment of the court, be
27 necessary to save the child or children from neglect; (6) a mother shall not re-
28 ceive such relief who is the owner of real property or personal property other
29 than the household goods, *but no mother who shall be the holder of, or entitled to,*
30 *a homestead under the exemption laws of this State, shall be denied relief under*
31 *the provisions of this Act;* (7) a mother shall not receive such relief who has not
32 resided in the county where the application is made at least three years next
33 before making such application; (8) a mother shall not receive such relief if her
34 child or children has or have relatives of sufficient ability, and who shall be
35 obligated by the finding and judgment of the court by competent jurisdiction,
36 to support them.



- 1 Introduced by Mr. Mueller, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Waterways.

A BILL

For an Act to amend section six (6) of an Act entitled, "An Act to create sanitary districts and to remove obstructions in the Desplaines and Illinois rivers," approved May 29, 1889, in force July 1, 1889.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section six (6) of an Act entitled,
3 "An Act to create sanitary districts and to remove obstructions in the Desplaines
4 and Illinois rivers," approved May 29, 1889, in force July 1, 1889, be and the
5 same is hereby amended to read as follows:

6 Sec. 6. All ordinances, orders and resolutions, and the date of publication
7 thereof, may be proven by the certificate of the clerk, under the seal of the cor-
8 poration, and *all ordinances, including such as are mentioned in section five (5)*
9 *of this Act and all orders and resolutions* when printed in book or pamphlet
10 form, and purporting to be published by the board of trustees, *need not be*
11 *otherwise published*, and such book or pamphlet shall be received as evidence of
12 the passage and legal publication of such ordinances, orders and resolutions, as
13 of the dates mentioned in such book, or pamphlet, in all courts and places with-
14 out further proof.



- 1 Introduced by Mr. Pace, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to provide for a lien for threshing grain and seed, for shelling corn and
for baling hay or straw, and for its enforcement.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That every person who, as owner or
3 lessee of a threshing machine, clover huller, corn sheller, or hay baler, threshes
4 grain or seed, shells corn or presses hay or straw for another therewith, shall
5 have a lien upon the grain or seed so threshed, the corn so shelled and the hay
6 or straw so pressed, for the value of his services in threshing, shelling or press-
7 ing the same, from the date of the commencement of such services; and, in case
8 the value of such services remains unpaid, may seize and take possession of so
9 much of such grain, seed or corn so threshed, or shelled, and the hay or straw
10 so pressed, as shall be necessary to pay for such services and the expenses of
11 enforcing such lien, and for the purpose of foreclosing said lien, at any time
12 within six months from the date of the last work done in threshing such grain
13 or seed, shelling such corn, or pressing such hay or straw, and may sell the
14 same at public auction upon notice of not less than ten, nor more than fifteen

15 days from the date of such seizure: *Provided*, the same be not redeemed before
 16 such sale, or retaken by proceedings at law. Written or printed notice of such
 17 sale shall be given to the owner or owners of such seed, hay or straw, by deliver-
 18 ing a copy of such notice to the owner or owners if he or they reside in the
 19 township in which the same is seized, or if said owner or owners reside out-
 20 side of the township in which the same is seized, such notice may be given by
 21 sending such written or printed notice to the owner or owners by mail, ad-
 22 dressed to him or them at his or their respective post office address or addresses,
 23 and by posting in at least three public places in the township where such grain,
 24 seed, hay or straw is seized in the vicinity of the same, which notice shall
 25 specify the time and place of such sale, the purpose of the sale and the amount
 26 due for such threshing, shelling or baling, and in case the post office address of
 27 any of the owners of such grain, seed, hay or straw is unknown, such notice
 28 shall be mailed to such owner or owners at his or their last known post office
 29 address or addresses. At least ten days shall intervene between the date of such
 30 mailing or posting or personal delivery of such notice, and the date of sale.

31 Out of the proceeds of such sale the person having such lien shall retain
 32 the amount due him for such threshing, shelling or pressing, and the costs of
 33 seizing, advertising and selling such grain, seed, hay or straw, to the extent the
 34 value of the same is enhanced by reason of such threshing, hulling, shelling or
 35 pressing.

Sec. 2. Said lien shall be prior and paramount to all other liens upon such
 2 grain, seed, hay or straw to the extent the value of the same is enhanced by
 3 reason of such threshing, hulling, shelling or pressing.

Sec. 3. The costs and expenses of seizure and sale aforesaid shall be: For
 2 seizing such grain, seed, corn, hay or straw, fifty cents; for posting up each
 3 notice, twelve cents; for service each notice of sale, twenty-five cents; for each
 4 copy of such notice sent by mail, five cents; for each mile actually and neces-
 5 sarily traveled in seizing the same, delivering such notice and posting such

6 notices, and in selling the same, ten cents; for conducting such sale, fifty cents;
7 for collecting and paying over to the party or parties entitled thereto, the excess
8 over the amount due for such threshing, shelling or baling, five cents; but in no
9 case shall the total aggregate costs exceed ten dollars (\$10.00).

- 1 Introduced by Mr. Pace, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to regulate construction and repair of bridges and culverts, and to create civil liability for damages upon municipal corporations and individuals violating its provisions.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That, from and after the passage of this
3 Act, no bridge or culvert shall be constructed in any highway in this State unless
4 it shall be designed according to standard engineering practice, to have suffi-
5 cient strength to carry, without planking, any load of not more than twenty tons
6 that may be driven or propelled upon, on or along such bridge or culvert, and
7 no such bridge or culvert shall be rebuilt unless such repairs shall leave such
8 bridge or culvert in such condition that it shall have sufficient strength to carry,
9 without planking, any load of not more than twenty tons that may be driven or
10 propelled upon, on or along such bridge or culvert.

Sec. 2. Any town, city village or county which shall construct or repair
2 or cause to be constructed or repaired, any bridge or culvert mentioned in
3 section one of this Act, shall be liable to the person injured for any and all dam-

4 ages resulting from a failure to comply with the provisions of section one of this
5 Act.

Sec. 3. The owner or owners of any engine or other vehicles, the weight of
2 which, exclusive of load drawn, is more than twenty tons, whether such engine
3 is propelled or otherwise moved or driven upon or along any bridge or culvert
4 constructed or repaired in compliance with section one of this Act, shall be liable
5 to the village, city, town or county maintaining such bridge or culvert, for any
6 damage caused to any such bridge or culvert by such engine or vehicle being pro-
7 pelled, driven or moved along or upon such bridge or culvert, and no city, village,
8 town or county, shall be liable to the owner or owners, or other persons in charge
9 of any such engine or vehicle for damage sustained by him or them while propell-
10 ing or moving any such engine or vehicle over or along any such bridge or cul-
11 vert.



- 1 Introduced by Mr. Shurtleff, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

A BILL

For an Act to amend an Act entitled, "An Act concerning local improvements," approved June 14, 1897, in force July 1, 1897, by adding thereto section 33-B.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act concerning local improvements, approved June 14, 1897, in force July 1, 1897, be amended by the addition thereto of section 33-B, which said section 33-B shall read as follows, to wit:

Sec. 33-B. Any city, village or incorporated town, having over 15,000 inhabitants, may provide by ordinance for the levy in addition to the taxes now authorized by law, a direct annual tax for not exceeding twenty successive years and not exceeding three mills on the dollar, of all taxable property in such city, town or village, the same to be levied and collected with and in like manner as the general tax in such city, town or village, and to be known as the public benefit tax, and the fund arising therefrom shall be known as a public benefit fund, which fund shall be used solely for the purpose of paying that portion of the several amounts heretofore assessed against such municipality for public

15 benefits as well as for paying any such amounts as may be hereafter so assessed
16 for such benefits under and in pursuance of any ordinance that may be hereafter
17 passed.

18 Where any such tax shall have been so levied, warrants may be drawn
19 against the same, as and in the manner and with like force and effect as is
20 provided in and by an Act of the General Assembly of the State of Illinois, en-
21 titled, "An Act to provide for the issuing of warrants upon the treasurer of any
22 county, township, city, school district or municipal corporation and jurors cer-
23 tificates," approved May 31, 1879, in force July 1, 1879, and all amendments
24 thereto.



- 1 Introduced by Mr. Smejkal, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to amend section two (2) of an Act entitled, "An Act to provide for the appointment of one clerk for each of the judges for each appellate court and to fix the salary of such clerks," approved April 17, 1899, in force July 1, 1899.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section two (2) of an Act entitled,
3 "An Act to provide for the appointment of one clerk for each of the judges of
4 each appellate court and to fix the salary of such clerks," approved April 17,
5 1899, in force July 1, 1899, be and the same is hereby amended to read as fol-
6 lows:

7 Sec. 2. Said clerk shall receive as full compensation a salary of *two thou-*
8 *sand dollars* (\$2,000) per annum, payable monthly on the warrant of said auditor
9 out of any money in the treasury not otherwise appropriated.

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- 1 Introduced by Mr. Strubinger, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Banks, Banking and
Building and Loan Associations.
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A BILL

For an Act to amend section eleven (11) of an Act entitled, "An Act concerning corporations with banking powers," approved June 16, 1887, submitted to a vote of the people at the general election in November, 1888, and adopted, as amended by all subsequent Acts amendatory thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section eleven (11) of an Act en-
3 titled, "An Act concerning corporations with banking powers," approved June
4 16, 1887, submitted to a vote of the people at the general election in November,
5 1888, and adopted, as amended by all subsequent Acts amendatory thereof be,
6 and the same is hereby amended so as to read as follows:

7 Sec. 11. Banks or banking associations may be organized under the provi-
8 sions of this Act, *at any place in the State*, with a minimum capital stock as fol-
9 lows: *In all unorganized communities and in all towns and villages with a popu-*
10 *lation of not exceeding five hundred inhabitants, of ten thousand dollars; in all*
11 *cities, towns and villages of over five hundred inhabitants and less than ten thou-*

12 *said inhabitants, of twenty-five thousand dollars; in all cities, towns and villages*
 13 *of ten thousand inhabitants and less than fifty thousand inhabitants, of fifty*
 14 *thousand dollars; in all cities, towns and villages of fifty thousand inhabitants*
 15 *and less than one hundred thousand inhabitants, of one hundred thousand dollars;*
 16 *in all cities towns and villages of one hundred thousand inhabitants or more, of*
 17 *two hundred thousand dollars.*

18 Should the capital stock of any bank, organized under this Act, become im-
 19 paired, the Auditor shall give notice to the president to have the impairment
 20 made good by assessment of the stockholders or a reduction of the capital stock
 21 of such bank, if the reduction should not bring the capital stock below the provi-
 22 sions of this section; and if the capital stock of said bank shall remain impaired
 23 for thirty days after notice by the Auditor, he shall have power and it is hereby
 24 made his duty, to enter suit against each stockholder in the name of the People
 25 of the State of Illinois, for the use of said bank, for his or her *pro rata* proportion
 26 of such impairment, and when collected shall pay over the amount to said bank,
 27 and the judgment in such case shall be for the amount claimed with all costs and
 28 reasonable attorney's fees, which fees shall be fixed by the court; or, if it appears
 29 from the reports made to the Auditor under this Act, or from any examination
 30 made by or on behalf of the Auditor, that the conditions of any bank organized
 31 under this Act are such that the impairment of the capital stock can not be made
 32 good, or that the business of any such bank is being conducted in an illegal, fraud-
 33 ulent or unsafe manner, he may, in his discretion, without having taken the
 34 steps provided in this section to make good the impaired capital stock, through
 35 the Attorney General, file a bill in the circuit court of the county in which said
 36 bank is located, in the name of the People of the State of Illinois against said
 37 bank and its stockholders for the dissolution of the corporation and for an in-
 38 junction, and for the appointment of a receiver for the winding up of the affairs
 39 of the bank. And said court, upon presentation of said bill, and upon being
 40 made satisfied that the capital stock of said bank has become impaired to such an
 41 extent that it cannot be made good, or that such bank is being conducted in an

42 illegal, fraudulent or unsafe manner, shall immediately appoint a competent and
43 disinterested person as such receiver and shall determine and fix his bonds and
44 shall prescribe his duties. And said cause shall proceed as other cases in equity
45 And no bill shall be filed nor proceedings commenced in any court for the dis-
46 solution or for the winding up of the affairs or for the appointment of a receiver
47 for any such banking corporation, on the grounds of insolvency or impairment of
48 the capital stock of such banking corporation or upon the ground that such bank
49 is being conducted in an illegal, fraudulent or unsafe manner, except in the name
50 and by the authority of the Auditor of Public Accounts, represented by the At-
51 torney General. When it shall be ascertained, in the course of the administration
52 of the estate of a bank in the hands of a receiver, that the assets of the bank are
53 insufficient to discharge the entire liability of such bank to its creditors, and
54 when the amount of such deficiency is determined, the court may, in its discretion,
55 direct the receiver to proceed to enforce the liability of the stockholders to cred-
56 itors, provided in section six (6) of this Act; and when so directed, such receiver
57 shall have the power, and it shall be his duty, to take such action by suit or other-
58 wise, as the court may direct, to enforce such liability for the benefit of the cred-
59 itors and to disburse to creditors the amounts collected thereon, in the same
60 manner as disbursements are made to creditors of the assets of the bank.

61 Such receiver shall file with the Auditor a copy of each report which he
62 makes to the court appointing him, in order that the said Auditor may have at
63 his command a complete record of all State institutions whose business has
64 been so liquidated.

65 At any time whenever a majority in number and amount of the creditors
66 of any such bank or association, after any such receiver shall have been ap-
67 pointed, shall petition the court for the appointment of any person nominated
68 by them as receiver, who is a reputable person and elector of the county in which
69 said bank or association is located, it shall be the duty of the court to make such
70 appointment and all the rights and duties of his predecessors shall at once de-
71 velop upon such appointee.

Sec. 2. It shall be the duty of the Secretary of State to submit this amend-
2 ment to a vote of the people for their approval, according to section five (5) of
3 article eleven (11) of the Constitution of this State, at the next general election
4 held after the passage, of this Act and its approval by the Governor, and the
5 question submitted shall be: "For the amendment to the General Banking
6 Law," or "Against the amendment to the General Banking Law," and if ap-
7 proved by a majority of the votes cast at such election for or against such amend-
8 ment, the Governor shall, thereupon, issue his proclamation that this amendment
9 is then in force.



- 1 Introduced by Mr. Tuttle, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend section 1 of an Act relating to private employment agencies and to repeal parts of a certain Act relating thereto, approved June 15, 1909, in force July 1, 1909.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section 1 of an Act entitled, "An Act relating to private employment agencies and to repeal part of a certain Act relating thereto," approved June 15, 1909, in force July 1, 1909, be and the same is amended so as to read as follows:

6 Sec. 1. That no person shall open, keep or carry on any employment agency
7 in the State of Illinois unless every such person shall procure a license therefor
8 from the State Board of Commissioners of Labor. Any person who shall open
9 or conduct any such agency without first procuring such license shall be guilty
10 of a misdemeanor and shall be punishable by a fine of not less than fifty dollars
11 (\$50.00) and not exceeding two hundred dollars (\$200.00), or on failure to pay
12 such fine, by imprisonment for a period not exceeding six months, or both, at
13 the discretion of the court. Each act of obtaining a position for any applicant

14 for which compensation is charged or of selling a job or position shall constitute
15 a separate and distinct offense under this Act. This Act shall apply as well to
16 officials or employees who hire and discharge employees for the employers of
17 such officials. Such license shall be issued by the State Board of Commissioners
18 of Labor, the fee for which in cities having a population of fifty thousand or
19 over shall be fifty dollars (\$50.00) annually, and a fee of twenty-five dollars
20 (\$25.00) annually in all cities containing less than fifty thousand population. All
21 moneys received by the said Board of Commissioners of Labor from whatever
22 source, shall be paid into the State treasury on or before the 30th day of Sep-
23 tember and the 31st day of March of each year following the adoption of this Act.

24 Every license shall contain the name of the person licensed, a designation
25 of the city, street and number of the house in which the person licensed is author-
26 ized to carry on the said employment agency, and the number and date of such
27 license. Such license shall not be valid to protect any place other than that des-
28 igned in the license unless consent is first obtained from the State Board of
29 Commissioners of Labor, or the chief inspector of employment agencies and until
30 the written consent of the surety or sureties on the bond required to be filed by
31 section 2 of this Act to such transfer, be filed with the original bond. No such
32 agency shall be located on premises where intoxicating liquors are sold, except-
33 ing cafes and restaurants in office buildings. The application for such license
34 shall be filed with the State Board of Commissioners of Labor not less than one
35 week prior to the granting of said license and the State Board of Labor Com-
36 missioners shall act upon such application within thirty (30) days from the time
37 of application. Such application shall be accompanied by the affidavits of two
38 persons who have known the applicant or the chief officer thereof, if a corpora-
39 tion, for two years, stating that the said applicant is a person of good moral
40 character. The license shall run for one year from the date thereof and no
41 longer, unless sooner revoked by the State Board of Commissioners of Labor.
42 Such application shall be posted in the office of the State Board of Commission-
43 ers of Labor or in the office of the chief inspector of private employment agen-

44 cies; from the date of filing thereof, and until such application is acted upon; and
45 before any license shall be granted, notice of such application shall be published
46 on three (3) distinct days by the State Board of Labor Commissioners in some
47 daily newspaper of general circulation throughout the county within which the
48 applicant desires to locate such agency.



- 1 Introduced by Mr. Tuttle, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to authorize the repayment of fees paid under the corporation Act.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That authority be and is hereby conferred
3 for the repayment of the sum of fifty dollars (\$50.00) paid by O. H. Hyatt to
4 the Secretary of State, and by him transmitted to the State treasury, as fees for
5 the incorporation of a company which proposed company was not in fact in-
6 corporated.

Sec. 2. The sum of fifty dollars (\$50.00) is hereby appropriated to reim-
2 burse O. H. Hyatt for fees paid to the Secretary of State as incorporation fees
3 of a proposed corporation which was not in fact organized.

Sec. 3. Upon presentation to the Auditor of Public Accounts of the receipt
2 of the Secretary of State or a certified copy thereof for the fees so paid to the
3 Secretary of State, the Auditor shall draw his warrant upon the State Treasurer
4 for the sum herein appropriated, payable to O. H. Hyatt and the Treasurer shall
5 pay the same out of any funds in the State treasury not otherwise appropriated.



- 1 Introduced by Mr. Van Duser, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

A BILL

For an Act to amend an Act entitled, "An Act to authorize cities to establish houses of correction outside of the corporate limits and authorize the confinement of convicted persons therein," approved June 11, 1897, in force July 1, 1897.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act approved June 11, 1897, in force July 1, 1897, entitled "An Act to authorize cities to establish houses of correction outside of the corporate limits and authorize the confinement of convicted persons therein," be and the same is hereby amended, by amending the title of said Act so that it shall read as follows:

An Act to authorize cities to establish houses of correction and farm colonies within the corporate limits and outside of the corporate limits within the same county and authorize the confinement of convicted persons therein.

Sec. 2. That the said Act be and the same is hereby further amended by amending section 1 of said Act, so that it shall read as follows:

Sec. 1. That it shall be lawful for the municipal authorities of any city within this State to purchase, own and control so much land within the incor-

14 porated limits of such city or outside and within the same county in which said
15 city or any part of same is situated as such city may require, for the purpose of
16 establishing thereon a house of correction and other buildings or appurtenances
17 thereto, and for the purpose of establishing a farm colony, which shall be used
18 for the confinement and punishment of criminals or persons sentenced or com-
19 mitted thereto under the provisions of this Act, or any law of this State, or ordi-
20 nance of any city or village, authorizing the confinement of convicted persons in
21 any such house of correction or farm colony.

22 And when such land is purchased and house of correction or farm colony
23 established by any such city outside of the corporate limits thereof, such city and
24 the municipal authorities thereof shall have full and complete police powers
25 over such lands and territory surrounding the same as is now conferred by law
26 upon incorporated cities, towns and villages within this State over territory
27 lying within the corporate limits thereof.



- 1 Introduced by Mr. Walz, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act to revise the law in relation to mechanics' liens. To whom, what for, and when lien is given; who is a contractor; area covered by and extent of lien; when the lien attaches," approved May 18, 1903, in force July 1, 1903, as amended.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section 23 of an Act entitled, "An Act to revise the law in relation to mechanics' liens. To whom, what for, and when lien is given; who is a contractor; area covered by and extent of lien; when the lien attaches," approved May 18, 1903, in force July 1, 1903, as amended, be and the same is hereby amended to read as follows:

"Sec. 23. Any person who shall furnish material, apparatus, fixtures, machinery, or labor to any contractor *having a contract* for a public improvement in this State, shall have a lien on the money, bonds or warrants due or to become due such contractor *under such contract*: *Provided*, such person shall, before payment or delivery thereof is made to such contractor, notify the *official or* officials of the State, county, township, city or municipality whose duty it is to

13 pay such contractor of his claim by a written notice; *and provided, further,*
14 *that such lien shall attach only to that portion of such money, bonds or war-*
15 *rants against which no voucher or other evidence of indebtedness has been issued*
16 *and delivered to the contractor by or on behalf of the State, county, township, city*
17 *or municipality as the case may be at the time of such notice. It shall be the*
18 *duty of any such official so notified to withhold a sufficient amount to pay such*
19 *claim until the same is admitted by the contractor, or adjusted by the agreement*
20 *of the parties, or there has been an adjudication of same in a court of competent*
21 *jurisdiction, and thereupon to pay the amount so determined to be due such*
22 *claimant, if any, and to that end the said State, county, township, city or munici-*
23 *pality or any of the other parties interested may institute suit in the same man-*
24 *ner as is provided herein in case of privately owned real estate to determine the*
25 *rights of the parties when such claim is filed. Any payment so made to such*
26 *claimant shall be a credit on the contract price to be paid to such contractor.*
27 Any officer violating the duty hereby imposed upon him shall be liable on his
28 official bond to the *claimant* serving such notice for the damages resulting from
29 such violation, which may be recovered in an action at law in any court of com-
30 petent jurisdiction. There shall be no preference between the persons serving
31 such notice, but all shall be paid *pro rata* in proportion to the amount due un-
32 der their respective contracts.”



- 1 Introduced by Mr. Fridrichs, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to make an appropriation for the Southern Illinois penitentiary.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That there be and is hereby appropriated
3 to the Southern Illinois penitentiary at Menard, the sum of \$963,380.26.

Sec. 2. The funds hereby appropriated shall be available for the following
2 purposes:

3 For salaries of employees heretofore		
4 known as "officers".....	\$ 21,200.00 per annum.....	\$ 42,400.00
5 For salaries and compensation of other		
6 regular employees of the peniten-		
7 tiary	61,400.00 per annum.....	122,800.00
8 For food and supplies	161,782.96 per annum.....	323,565.92
9 For equipment	20,109.09 per annum.....	40,218.18
10 For material	3,307.20 per annum.....	6,614.40
11 For contract and open order service..	25,418.45 per annum.....	50,836.90
12 For fixed charges	926.00 per annum.....	1,852.00

13	For ten ton ice plant		10,000.00
14	For building for ice plant		5,000.00
15	For new heating system and rewiring		
16	warden's house		10,000.00
17	For replumbing warden's house.....		8,000.00
18	FOR PRISON INDUSTRIES—EXPENSES:		
19	1 quarry foreman.....	1,800.00 per annum.....	3,600.00
20	1 assistant quarry foreman.....	1,200.00 per annum.....	2,400.00
21	1 foreman knitting factory	1,500.00 per annum.....	3,000.00
22	1 assistant foreman knitting factory	1,200.00 per annum.....	2,400.00
23	1 foreman clothing factory.....	1,800.00 per annum.....	3,600.00
24	1 brickyard foreman	1,500.00 per annum.....	3,000.00
25	1 bookkeeper	900.00 per annum.....	1,800.00
26	2 guards (each \$75.00 per month)...	1,800.00 per annum.....	3,600.00
27	2 guards (each \$70.00 per month)...	1,680.00 per annum.....	3,360.00
28	18 guards (each \$65.00 per month)...	14,040.00 per annum.....	28,080.00
29	4 guards (each \$60.00 per month)...	2,880.00 per annum.....	5,760.00
30	For removing stone crusher.....		2,000.00
31	For material—cloth, yarn explosives,		
32	wood and all other material enter-		
33	ing into the manufacturing.....	139,746.43 per annum.....	279,492.86
34			
35	Total		\$963,380.26

Sec. 3. The Auditor of Public Accounts is hereby authorized, upon the pre-
 2 sentation of itemized vouchers certified to by the board of commissioners of said
 3 penitentiary, signed by the president and attested by the secretary, with the
 4 seal of the institution attached, and approved by the Governor, to draw his war-
 5 rants for the sums hereby appropriated upon the State Treasurer, and the State
 6 Treasurer is hereby authorized and directed to pay the same out of any funds in
 7 the State treasury not otherwise appropriated.

- 1 Introduced by Mr. Guernsey, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

A BILL

For an Act to define, supervise, regulate, and license the business of making and publishing of rates of insurance against loss or damage by fire, lightning, hail, windstorm and sprinkler leakage in the State of Illinois, and to create the office of State Rate Supervisor, prescribe his duties, provide his compensation and maintain his office.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That no individual, corporation, or asso-
3 ciations or aggregations thereof, or associations of representatives thereof, shall
4 conduct a bureau, or the business of making and publishing rates, or advisory
5 rates, of insurance against loss or damage by fire, lightning, hail, windstorm or
6 sprinkler leakage, hereinafter referred to as "bureau," without first obtaining
7 a license to conduct such "bureau" in compliance with the provisions of this
8 Act. The Insurance Superintendent, in consideration of a yearly payment of
9 two dollars, may issue to a bureau a license, revocable at any time, permitting
10 the bureau named in such license to conduct the business prescribed by this Act.
11 Such license shall specify the time for the annual meeting of the subscribers to,
12 or members of such bureau. Only one such bureau shall be licensed to do the

13 whole or part of the business regulated by this Act in any part of the State.
14 The manager or management of a bureau, in existence when this Act takes ef-
15 feet, shall have the right to obtain the license for the territory which has been
16 served by its rates heretofore. A bureau shall rate all classes of risks written
17 by its subscribers or members: *Provided*, that two or more of such subscribers
18 or members may establish a separate bureau for rating a class of risks which
19 are not generally written by all the subscribers or members.

Sec. 2. A bureau shall be conducted "not for profit" and shall be privi-
2 ledged to obtain means for its common expenses by collecting an assessment there-
3 for from every individual, corporation, or associations or aggregations thereof,
4 or associations of representatives thereof, transacting the business of insurance
5 against loss or damage by fire, lightning, hail, windstorm and sprinkler leakage
6 in the State of Illinois, hereinafter referred to as "insurer," operating in its
7 territory which in any way shall adopt or utilize the published bureau rates to
8 fix or adjust its own rates of insurance against loss or damage by fire, light-
9 ning, hail, windstorm or sprinkler leakage. The assessment shall be levied by
10 percentage of the gross premiums received by each subscriber or member during
11 the preceding year and shall not exceed two per cent. A bureau may also ren-
12 der special services to its subscribers or members and establish charges there-
13 for covering the actual cost thereof. On the day of each year named in the
14 license, there shall be a meeting called of all the subscribers to, or members of,
15 the bureau and a majority of those present at said meeting, in person or by
16 proxy, shall have power to determine all matters of business and fix the rate of
17 assessment for the common expenses for the ensuing year. Whenever it shall
18 be shown, at a hearing conducted by the Insurance Superintendent, that an
19 insurer is using or utilizing the rates of a bureau without becoming a sub-
20 scriber thereto, or member thereof, or without paying the assessment for com-
21 mon expenses, the license of said insurer shall be suspended by the Insurance
22 Superintendent until payment of the assessment shall be made to the bureau.

Sec. 3. A bureau shall perform the work and furnish the services heretofore customary with such bureaus; *provided*, every survey and resurvey shall be filed as a permanent record in the principal office of the bureau, together with the rate make-ups based thereon, and a copy of the make-up of a rate shall be furnished to the owner upon request: *Provided, further*, that copies shall be filed, in like manner, of all inspections, surveys and reports fixing the classifications of towns with reference to general hazards and fire protection, and a copy of such report and classifications, together with advice as to improvements to secure a better classification, shall be mailed to the mayor, or president of the board of trustees, and to the president of the principal business or commercial association of the city or town concerned and whenever improvements shall be made, the classification of the city or town shall be adjusted accordingly: *Provided, further*, that copies shall be filed, in like manner, of all policy forms, terms, privileges, riders and conditions, which in any way affect the cost of insurance, and of all tariffs, schedules, rate cards and publications of specific rates with the amendments thereto, that all of such records shall be accessible to inspection by the State at all times and that the policy forms, terms, privileges, riders and conditions that affect the cost of insurance, and all tariffs, schedules and specific rates shall be matters of public record.

Sec. 4. A bureau shall maintain classifications of experience which may be obtained from a general statistical or actuarial bureau, and such classifications may be amplified as shall prove advisable with reference to facts in its own territory. The results of the classified experience shall be utilized, as shall prove feasible, in perfecting the distinctions of the classifications of towns and of schedules, and shall be used to adjust the published rates from year to year, so that the ratio of ordinary losses to premiums that is required to yield a margin of profit, fair to all interests, shall be maintained. All rates shall be reasonable and shall take into account, as far as may prove practical, the status of fire losses as well as that of physical hazards. No class of risks shall be rated so that it shall be deemed "preferred" because of more than a fair

12 profit in the premiums collected from such class. Immediately after becoming
13 licensed, a bureau shall review the existing status of rates and provisions affect-
14 ing rates, and the average margin of excess profit in the previous five
15 years' total experience in this State shall be utilized to correct manifestly unfair
16 inequalities in the rates. Such corrections shall be subject to the approval
17 and direction of a State rate supervisor, hereinafter described, and there-
18 after, shall be subject to revision, dependent upon the operation of the general
19 plan which the said State rate supervisor shall prescribe governing revision of
20 rates.

Sec. 5. Any group of subscribers to, or members of, a bureau may agree
2 among themselves to observe the general forms, terms, privileges, riders and
3 conditions published by the bureau; but shall make no agreement with respect
4 to the published rates, which rates are hereby declared to be advisory, except
5 as hereinafter provided to be maximum. Whenever an insurer adopting or
6 utilizing bureau rates in any way, shall write a policy at a rate greater or less
7 than the published rate, it shall immediately report both the risk and the rate
8 to the State rate supervisor. But if the variation from the published rate
9 is in pursuance of a general scheme of operation, the insurer shall file a state-
10 ment of such general scheme with the State rate supervisor and in such case,
11 shall not be obligated to file a report of each individual risk included in said
12 scheme. Any insurer which shall not report such variation, or such statement
13 of a general scheme of operation, as thus provided, shall be subject to a fine
14 of not less than one hundred (\$100.00) dollars nor more than one thousand
15 (\$1,000.00) dollars for each offense. The penalty, herein provided for, shall be
16 recoverable in the name of the People of the State of Illinois in an action for
17 debt, upon the information of the Insurance Superintendent of the State, or of
18 the state's attorney of the county in which the violation occurs.

Sec. 6. The Governor is hereby authorized and empowered to appoint
2 within twenty days after this Act shall take effect, and every four years there-

after, between the 15th day of January and the 15th day of February, by and with the advice and consent of the Senate, and also within thirty days after the occurrence of a vacancy in the office, a suitable person who shall be a citizen of this State, as State rate supervisor, who shall give bond in the penal sum of ten thousand (\$10,000.00) dollars, with not less than two sureties, conditioned for the faithful performance of the duties of his office, to be approved by the Insurance Superintendent, who shall devote his whole time to the duties of his office, and who shall hold office until his successor is appointed and qualified. The title of said office shall be State rate supervisor. Such officer shall keep his office in the city where the principal offices of the bureaus are situated, and may be removed for cause at any time by the Governor.

Sec. 7. The State rate supervisor is hereby empowered and required to appoint one deputy State rate supervisor and in the event of a vacancy in the office of the State rate supervisor, or during the absence or disability of that officer, said deputy State rate supervisor shall perform the duties of the office. The State rate supervisor is hereby empowered to appoint such additional deputies and such actuaries, legal counsel and office assistants and incur such other expense as may be necessary for the proper and efficient conduct of his office. The State rate supervisor shall receive an annual salary of six thousand (\$6,000.00) dollars, and the deputy State rate supervisor thirty-five hundred (\$3,500.00) dollars.

Sec. 8. The State rate supervisor shall keep a record of all proceedings, hearings, rulings and orders and shall adopt a seal which shall be impressed upon all documents of record. He may hold hearings in any part of the State and may delegate one of his deputies to hold any such hearings. The State rate supervisor or any one of his deputies, shall each have power in any county in the State of Illinois to summon and compel the attendance of witnesses before them, or either of them, to testify in relation to any matter which is, by the provisions of this Act, a subject of inquiry and investigation, and may re-

quire the production of any books, papers or documents deemed pertinent thereto by them or either of them, and are each hereby authorized and empowered to administer oaths and affirmations to any persons appearing as witnesses before them, or either of them, and false swearing in any matter or proceeding shall be deemed perjury and shall be punished as such. All of the expenses of the office of the State rate supervisor, incurred in the prosecution of its work, including all salaries, shall be assessed upon the bureaus according to the gross premiums collected by all subscribers to, or members of each bureau during the preceding year. The total expense for any one year shall not exceed 3-16 of one per cent of all the gross premiums of all the subscribers to, or members of all the bureaus. The bills for the expenses of the office of State rate supervisor shall be rendered to the bureaus on the 1st day of each month and shall be paid on or before the 10th day of each month.

Sec. 9. It shall be the duty of the State rate supervisor to inspect the bureaus and to provide that the requirements of this Act shall be carried out and that all schedules and rates shall be perfected and adjusted as provided herein. The State rate supervisor shall have power to direct modifications and amplifications of the records of the bureaus and of the classifications of experience, if such action is necessary to the proper performance of his duty. He shall also have power to order such revision of schedules, town classifications and specific rates as may be required to comply with the provisions of this Act. He shall give notice of any proposed action of revision to the bureau concerned, and shall set the same for hearing before rendering final decision. He shall direct and approve the preliminary revision of rates described in section 4, and, as soon as possible thereafter, shall formulate a general plan to be used by the bureaus governing the revision and adjustment of rates as described in section 4, and embodying the intent therein expressed. Preparatory to the formation of the said general plan, he shall hear all interests, including all branches of associated business interests concerned that may appear or desire to be heard. When the plan is finally formulated and adopted by him

18 it shall be filed in the bureaus and thereupon shall become obligatory. It may
19 be altered whenever such action is dictated by experience, but compensation
20 allowance shall be made for any unsatisfied balance accruing under the former
21 conditions. The treatment of the conflagration loss, the inter state experience,
22 the State and local experience and of the status of State and local taxation,
23 shall be considered by the State rate supervisor in formulating the general plan
24 governing the revision and adjustment of rates; and all rates shall be predicated
25 upon a uniform contribution of insurable value which may be less in unprotected
26 than in protected towns and which in the case of dwelling contents of twenty-five
27 hundred dollars, and less, may be predicated upon the average actual contribu-
28 tion as determined by the analysis of adjustments of losses.

Sec. 10. Whenever it shall appear to the State rate supervisor that one
2 or more of the subscribers to, or members of a bureau is offering insurance at
3 less than the published rates and not in accordance with a uniform plan on
4 file with him, he shall investigate the situation and set a day for a hearing
5 thereof and may thereafter direct that the published rates shall be changed to
6 agree with such reduced rates offered by the subscribers to, or members of
7 the bureau. Whenever it shall appear to the State rate supervisor that one
8 or more subscribers to, or members of a bureau is asking higher rates than
9 those published, he shall investigate the situation and set a day for a hearing
10 of those interested and may thereafter direct that the existing published rates
11 shall be increased, or that the published rates shall become the maximum rates
12 that shall be charged by the subscribers to, or members of the bureau. The
13 subscribers to a bureau shall have the right to test the equity of maximum
14 rates in any court of competent jurisdiction by any appropriate proceeding. If
15 the court shall find that such maximum rates have caused a loss of fair profit,
16 the published rates shall be changed accordingly and in such manner that the loss
17 of profit shall be made up through the future application of the revised rates

Sec. 11. The State rate supervisor shall have power to require any report
2 that he may need to be made to him by insurers who are subscribers to or mem-
3 bers of a bureau, and may investigate the data, books and papers of any such
4 insurer in its main or branch offices or in the office of any of its agent for the
5 purpose of acquiring classified experiences and may investigate the data, books
6 and papers of any association, actuarial or rating bureau or fire patrol in which
7 such insurers are represented or to which they contribute.

Sec. 12. Any property owner, or association of property owners, or rep-
2 resentatives thereof, or any town or city, may present questions of individual
3 or class rates, or of town classificaton, to the State rate supervisor and may
4 request any action to which there is a right established by this Act. He shall
5 investigate the same and appoint a day for a hearing of all interested and
6 thereafter may make his rulings thereon. Any person or persons, corporation,
7 town or city may begin legal proceedings in a court of competent jurisdiction
8 to obtain the privileges to which they may be entitled under the provisions
9 of this Act.

Sec. 13. The State rate supervisor shall make an annual report to the Gov-
2 ernor showing all details of his work and that of his office that may be of
3 public interest, including his recommendations relating thereto and for the im-
4 provements of the loss ratios of the several classifications of risks in the State.



- 1 Introduced by Mr. Odum, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend section 2, section 3, section 5, section 7, section 8, section 13, section 14, section 16, section 19 and section 31 of an Act entitled, "An Act to promote the general welfare of the people of this State by providing compensation for accidental injuries or death suffered in the course of employment within this State; providing for the enforcement and administering thereof and a penalty for its violation and repealing an Act entitled, 'An Act to promote the general welfare of the people of this State, by providing compensation for accidental injuries or death suffered in the course of employment,' approved June 10, 1911, in force May 1, 1912," approved June 28, 1913, and in force July 1, 1913; as amended by an Act approved June 28, 1915, and in force July 1, 1915, and to further amend said Act by adding thereto an additional section to be known as section 3½ and declaring an emergency.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section 2, section 3, section 5, sec-
3 tion 7, section 8, section 13, section 14, section 16, section 19 and section 31 of an
4 Act entitled, "An Act to promote the general welfare of the people of this State
5 by providing compensation for accidental injuries or death suffered in the course

6 of employment within this State; providing for the enforcement and administer-
 7 ing thereof and a penalty for its violation and repealing an Act entitled, 'An
 8 Act to promote the general welfare of the people of this State, by providing
 9 compensation for accidental injuries or death suffered in the course of employ-
 10 ment,' approved June 10, 1911, in force May 1, 1912," approved June 28, 1913,
 11 and in force July 1, 1913; as amended by an Act approved June 28, 1915, and in
 12 force July 1, 1915, be amended and that said Act as amended be further amend-
 13 ed by adding thereto one additional section to be known as section 3½ which said
 14 section as hereby amended and said additional section shall read as follows:

Sec. 2. Every employer enumerated in section 3, paragraph (b) shall be
 2 conclusively presumed to have filed notice of his election as provided in section 1,
 3 paragraph (a) and to have elected to provide and pay compensation according
 4 to the provisions of this Act, unless and until notice in writing of his election
 5 to the contrary is filed with the industrial board. Such notice of non election
 6 may be withdrawn as provided in this Act.

Sec. 3. (a) In any action to recover damages against an employer, engag-
 2 ing in any of the enterprises or businesses enumerated in paragraph (b) of
 3 this section, who shall elect not to provide and pay compensation to any em-
 4 ployee, according to the provisions of this Act, it shall not be a defense; that:

5 *First*—The employee assumed the risks of the employment;

6 *Second*—The injury or death was caused in whole or in part by the negli-
 7 gence of a fellow servant; or

8 *Third*—The injury or death was proximately caused by the contributory
 9 negligence of the employee.

10 (b) The provisions of paragraph (a) of this section shall apply to any
 11 employer engaging in any of the following enterprises or businesses, namely:

12 1. The erection, maintaining, removing, remodeling, altering, or demolish-
 13 ing of any structure, except as provided in sub-section 8 of this section;

- 14 2. Construction, excavating or electrical work, except as provided in sub-
15 section 8 of this section.
- 16 3. Carriage by land or water and loading or unloading in connection there-
17 with;
- 18 4. The operation of any warehouse or general or terminal store houses;
- 19 5. Mining, surface mining or quarrying;
- 20 6. Any enterprise in which explosive materials are manufactured, handled
21 or used in dangerous quantities;
- 22 7. In any enterprise wherein molten metal, or explosive or injurious gases
23 or vapors, or inflammable vapors or fluids, or corrosive acids, are manufactured,
24 used, generated, stored or conveyed in dangerous quantities;
- 25 8. In any enterprise in which statutory or municipal ordinance regula-
26 tions are now or shall hereafter be imposed for the regulating, guarding, use or
27 the placing of machinery or appliances, or for the protection and safeguarding
28 of the employees or the public therein; each of which occupations, enterprises
29 or businesses are hereby declared to be extra-hazardous: *Provided*, nothing
30 contained herein shall be construed to apply to any work, employment, or op-
31 erations done, had or conducted by farmers and others engaged in farming, till-
32 age of the soil, or stock raising, or to those who rent, demise, or lease land for
33 any of such purposes, or to any one in their employ or to any work done on a
34 farm, or country place, no matter what kind of work, or service is being done or
35 rendered.

Sec. 3½. (a) If the plaintiff in any action mentioned in section 3 shall in
2 his declaration or in his other pleading allege that the employer has filed notice
3 of his election not to provide and pay compensation according to the provisions
4 of the Workmen's Compensation Act and such allegation be not denied by a veri-
5 fied pleading, then such employer shall for the purposes of that action be con-
6 clusively presumed to have filed his notice of non-election.

(b) A certificate of the fact of the filing by an employer of the notice of non-election provided in section 2 and of the non-withdrawal thereof shall be *prima facie* proof in any action mentioned in section 3 of the fact of the filing of such notice of non-election and of the non-withdrawal thereof. Such certificate may be under the seal of the industrial board and signed by any member or the secretary thereof, of which seal and signature as such officer the court shall take judicial notice. Said certificate may be in substantially the following form:

This is to certify that the attached is a correct copy of notice filed with the industrial board byon theday of, 19...., electing not to provide and pay compensation according to the provisions of the Workmen's Compensation Act of Illinois, and that the original of said notice is now on file in the office of the industrial board and has not been withdrawn since the date of the filing thereof.

In witness whereof, this certificate has been subscribed and the seal of the industrial board affixed thisday of....., 19....

of Industrial Board.

Sec. 5. The term "employee" as used in this Act, shall be construed to mean:

First—Every person in the service of the State, county, city, town, township, incorporated village or school district, body politic or municipal corporations therein, under appointment, or contract of hire, express or implied, oral or written, except any official of the State, or of any county, city, town, township, incorporated village, school district, body politic or municipal corporation therein: *Provided, that any such employee, his personal representative, beneficiaries or heirs, who is, are or shall be entitled to receive a pension or benefit for or on account of disability or death arising out of or in the course of his employment from a pension or benefit fund to which the State or any county, town,*

12 township, incorporated village, school district, body politic or municipal corpora-
 13 tion therein is a contributor, in whole or in part, shall be entitled to receive only
 14 such part of such pension or benefit as is in excess of the amount of compensa-
 15 tion recovered and received by such employee, his personal representative, bene-
 16 ficiaries or heirs under this Act, and the board of trustees of any such pension
 17 fund shall have power to proceed in legal manner to procure for any such em-
 18 ployee, his personal representative, beneficiaries or heirs, the compensation to
 19 which he or they or any of them are entitled under this Act and to act as his or
 20 their legal representatives for such purpose: And, provided, further, that one
 21 employed by a contractor who has contracted with the State, or a county, city,
 22 town, township, incorporated village, school district, body politic or municipal
 23 corporation therein, through its representatives, shall not be considered as an
 24 employee of the State, county, city, town, township, incorporated village, school
 25 district, body politic or municipal corporation which made the contract.

26 *Second*—Every person in the service of another under any contract of hire,
 27 express or implied, oral or written, including aliens, and minors who are legally
 28 permitted to work under the laws of the State, who, for the purpose of this Act,
 29 shall be considered the same and have the same power to contract, receive pay-
 30 ments and give quittances therefor, as adult employees, but not including any
 31 person who is not engaged in the usual course of the trade, business, profession
 32 or occupation of his employer: *Provided*, that employees shall not be included
 33 within the provisions of this Act when excluded by the laws of the United
 34 States relating to liability of employers to their employees for personal in-
 35 juries where such laws are held to be exclusive.

Sec. 7. The amount of compensation which shall be paid for an injury to
 2 the employee resulting in death shall be:

3 (a) If the employee leaves any widow, child or children whom he was
 4 under legal obligation to support at the time of his injury, a sum equal to four
 5 times the average annual earnings of the employee, but not less in any event
 6 than one thousand six hundred fifty dollars and not more in any event than three

7 thousand five hundred dollars. Any compensation payments other than neces-
8 sary medical, surgical or hospital fees or services shall be deducted in ascertain-
9 ing the amount payable on death.

10 (b) If no amount is payable under paragraph (a) of this section and the
11 employee leaves any parent who at the time of injury was totally dependent
12 upon the earnings of the employee, then a sum equal to four times the average
13 annual earnings of the employee, but not less in any event than one thousand
14 six hundred fifty dollars, and not more in any event than three thousand five
15 hundred dollars.

16 (c) If no amount is payable under paragraph (a) or (b) of this section
17 and the employee leaves any parent, grandparent or grandchild who at the time
18 of injury was dependent upon the earnings of the employee, then such proportion
19 of a sum equal to four times the average annual earnings of the employee as
20 such dependency bears to total dependency, but not less in any event than one
21 thousand six hundred fifty dollars and not more in any event than three thou-
22 sand five hundred dollars. Any compensation payments other than necessary
23 medical, surgical or hospital fees or services shall be deducted in ascertaining
24 the amount payable on death.

25 (d) If no amount is payable under paragraph (a) or (b) or (c) of this
26 section, a sum not to exceed one hundred and fifty dollars for burial expenses.

27 (e) All compensation except for burial expenses, provided for in this sec-
28 tion to be paid in case injury results in death, shall be paid in installments equal
29 to one-half the average earnings, at the same intervals at which the wages or
30 earnings of the employee were paid; or if this shall not be feasible, then the
31 installments shall be paid weekly: *Provided*, such compensation may be paid
32 in a lump sum upon petition as provided in section 9 of this Act.

33 (f) The compensation to be paid for injury which results in death, as
34 provided in this section, shall be paid at the option of the employer either to
35 the personal representative of the deceased employee or to his beneficiaries, and
36 shall be distributed to the heirs who formed the basis for determining the

37 amount of compensation to be paid by the employer, the distributees' share to
 38 be in the proportion of their respective dependency at the time of the injury on
 39 the earnings of the deceased: *Provided*, that, in the judgment of the court
 40 appointing the personal representative, a child's distributive share may be paid
 41 to the parent for the support of the child. The payment of compensation by the
 42 employer to the personal representative of the deceased employee shall relieve
 43 him of all obligations as to the distribution of such compensation so paid. The
 44 distribution by the personal representative of the compensation paid to him
 45 by the employer shall be made pursuant to the order of the court appointing
 46 him.

47 (g) 1. Whenever in paragraph (a) of this section a minimum of one
 48 thousand six hundred fifty dollars is provided, such minimum shall be increased
 49 in the following cases to the following amounts:

50 One thousand seven hundred fifty dollars in case of a widow and one child
 51 under the age of 16 years at the time of the death of the employee.

52 One thousand eight hundred fifty dollars in case of a widow and two or more
 53 children under the age of 16 years at the time of the death of the employee.

54 2. Wherever in paragraph (a) of this section a maximum of three thousand
 55 five hundred dollars is provided, such maximum shall be increased in the fol-
 56 lowing cases to the following amounts:

57 Three thousand seven hundred fifty dollars in case of a widow and one child
 58 under the age of 16 years at the time of the death of the employee.

59 Four thousand dollars in case of a widow and two or more children under
 60 the age of 16 years at the time of the death of the employee.

Sec. 8. The amount of compensation which shall be paid to the employee
 2 for an injury not resulting in death shall be:

3 (a) The employer shall provide necessary first aid, medical, surgical and
 4 hospital services; also medical, surgical and hospital services for a period not
 5 longer than eight weeks, not to exceed, however, the amount of \$200.00. The

6 employee may elect to secure his own physician, surgeon or hospital services
7 at his own expense.

8 (b) If the period of temporary total incapacity for work lasts for more
9 than six working days, compensation equal to fifty per centum of the earnings,
10 but not less than \$6.00 nor more than \$12.00 per week, beginning on the eighth
11 day of such temporary total incapacity, and continuing as long as the temporary
12 total incapacity lasts, but not after the amount of compensation paid equals the
13 amount which would have been payable as a death benefit under paragraph (a),
14 section 7, if the employee had died as a result of the injury at the time thereof,
15 leaving heirs surviving as provided in said paragraph (a), section 7.

16 (c) For any serious and permanent disfigurement to the hand, head or face,
17 the employee shall be entitled to compensation for such disfigurement, the
18 amount fixed by agreement or by arbitration in accordance with the provisions
19 of this Act, which amount shall not exceed one-quarter of the amount of the com-
20 pensation which would have been payable as a death benefit under paragraph
21 (a), section 7, if the employee had died as a result of the injury at the time
22 thereof, leaving heirs surviving, as provided in said paragraph (a), section 7:
23 *Provided*, that no compensation shall be payable under this paragraph where
24 compensation is payable under paragraph (d), (e) or (f) of this section: *And*,
25 *provided, further*, that when the disfigurement is to the hand, head or face as a
26 result of any injury, for which injury compensation is not payable under para-
27 graph (d), (e) or (f) of this section, compensation for such disfigurement may
28 be had under this paragraph.

29 (d) If, after the injury has been sustained, the employee as a result there-
30 of becomes partially incapacitated from pursuing his usual and customary line
31 of employment, he shall, except in the cases covered by the specific schedule set
32 forth in paragraph (e) of this section, receive compensation, subject to the
33 limitations as to time and maximum amounts fixed in paragraphs (b) and (h) of
34 this section, equal to fifty per centum of the difference between the average
35 amount which he earned before the accident, and the average amount which he is

36 earning or is able to earn in some suitable employment or business after the acci-
 37 dent. In the event the employee returns to the employment of the employer in
 38 whose service he was injured, the employee shall not be barred from asserting
 39 a claim for compensation under this Act: *Provided*, notice of such claim is filed
 40 with the industrial board within eighteen months after he returns to such em-
 41 ployment, and the said board shall immediately send to the employer, by regis-
 42 tered mail, a copy of such notice.

43 (e) For injuries in the following schedule, the employe shall receive in
 44 addition to compensation during the period of temporary total incapacity for
 45 work resulting from such injury, in accordance with the provisions of para-
 46 graphs (a) and (b) of this section, compensation, for a further period, subject to
 47 the limitations as to time and amounts fixed in paragraphs (b) and (h) of this
 48 section, for the specific loss herein mentionel, as follows, but shall not receive any
 49 compensation *for such injuries* under any other provision of this Act:

50 1. For the loss of a thumb, or the permanent and complete loss of its use,
 51 fifty per centum of the average weekly wage during sixty weeks;

52 2. For the loss of a first finger, commonly called the index finger, or the
 53 permanent and complete loss of its use, fifty per centum of the average weekly
 54 wage during thirty-five weeks;

55 3. For the loss of a second finger, or the permanent and complete loss of its
 56 use, fifty per centum of the average weekly wage during thirty weeks;

57 4. For the loss of a third finger, or the permanent and complete loss of its
 58 use, fifty per centum of the average weekly wage during twenty weeks;

59 5. For the loss of a fourth finger, commonly called the little finger, or the
 60 permanent and complete loss of its use, fifty per centum of the average weekly
 61 wage during fifteen weeks;

62 6. The loss of the first phalange of the thumb, or of any finger, shall be
 63 considered to be equal to the loss of one-half of such thumb, or finger, and com-
 64 pensation shall be one-half the amounts above specified;

65 7. The loss of more than one phalange shall be considered as the loss of the
66 entire finger or thumb: *Provided, however,* that in no case shall the amount
67 received for more than one finger exceed the amount provided in this schedule
68 for the loss of a hand;

69 8. For the loss of a great toe, fifty per centum of the average weekly wage
70 during thirty weeks;

71 9. For the loss of one toe other than the great toe, fifty per centum of the
72 average weekly wage during ten weeks, and for the additional loss of one or more
73 toes other than the great toe, fifty per centum of the average weekly wage dur-
74 ing an additional ten weeks;

75 10. The loss of the first phalange of any toe shall be considered to be equal
76 to the loss of one-half of such toe, and compensation shall be one-half of the
77 amount above specified;

78 11. The loss of more than one phalange shall be considered as the loss of
79 the entire toe;

80 12. For the loss of a hand, or the permanent and complete loss of its use,
81 fifty per centum of the average weekly wage during one hundred and fifty
82 weeks;

83 13. For the loss of an arm, or the permanent and complete loss of its use,
84 fifty per centum of the average weekly wage during two hundred weeks;

85 14. For the loss of a foot, or the permanent and complete loss of its use,
86 fifty per centum of the average weekly wage during one hundred and twenty-
87 five weeks;

88 15. For the loss of a leg, or the permanent and complete loss of its use,
89 fifty per centum of the average weekly wage during one hundred and seventy-
90 five weeks;

91 16. For the loss of the sight of an eye or for the permanent and complete
92 loss of its use, fifty per centum of the average weekly wage during one hundred
93 weeks;

94 17. For the permanent partial loss of use of a member or sight of an eye,
 95 fifty per centum of the average weekly wage during that proportion of the number
 96 of weeks in the foregoing schedule provided for the loss of such member or
 97 sight of an eye which the partial loss of use thereof bears to the total loss of use
 98 of such member or sight of eye.

99 18. The loss of both hands, or both arms, or both feet, or both legs, or
 100 both eyes, or of any two thereof, shall constitute total and permanent disability,
 101 to be compensated according to the compensation fixed by paragraph (f) of this
 102 section: *Provided*, that these specific cases of total and permanent disability
 103 shall not be construed as excluding other cases.

104 (f) In case of complete disability, which renders the employee wholly and
 105 permanently incapable of work, compensation equal to fifty per centum of his
 106 earnings, but not less than \$6.00 nor more than \$12.00 per week, commencing on
 107 the day after the injury and continuing until the amount paid equals the amount
 108 which would have been payable as a death benefit under paragraph (a), section
 109 7, if the employee had died as a result of the injury at the time thereof, leav-
 110 ing heirs surviving, as provided in said paragraph (a), section 7, and thereafter
 111 a pension during life annually equal to 8 per cent of the amount which would
 112 have been payable as a death benefit under paragraph (a), section 7, if the em-
 113 ployee had died as a result of the injury at the time thereof, leaving heirs surviv-
 114 ing, as provided in said paragraph (a), section 7. Such pension shall not be less
 115 than \$10.00 per month and shall be payable monthly.

116 (g) In case death occurs as a result of the injury before the total of the
 117 payments made equals the amount payable as a death benefit, then in case the
 118 employee leaves any widow, child or children, parents, grandparents or other
 119 lineal heirs, entitled to compensation under section 7, the difference between the
 120 compensation for death and the sum of the payments made to the employee shall
 121 be paid, at the option of the employer, either to the personal representative or
 122 to the beneficiaries of the deceased employee, and distributed, as provided in
 123 paragraph (f) of section 7, but in no case shall the amount payable under this
 124 paragraph be less than \$500.00.

(h) In no event shall the compensation to be paid exceed fifty per centum of the average weekly wage or exceed \$12.00 per week in amount; nor, except in cases of complete disability, as defined above, shall any payments extend over a period of more than eight years from the date of the accident. In case an injured employee shall be incompetent at the time when any right or privilege accrues to him under the provisions of this Act, a conservator or guardian may be appointed, pursuant to law, and may, on behalf of such incompetent, claim and exercise any such right or privilege with the same force and effect as if the employee himself had been competent and had claimed or exercised said right or privilege; and no limitations of time by this Act provided shall run so long as said incompetent employee is without a conservator or guardian.

(i) All compensations provided for in paragraphs (b), (c), (d), (e) and (f) of this section, other than cases of pension for life, shall be paid in installments at the same intervals at which the wages or earnings of the employee were paid at the time of the injury, or if this shall not be feasible, then the installments shall be paid weekly.

(j) 1. Wherever in this section there is a provision for fifty per centum, such per centum shall be increased five per centum for each child of the employee under 16 years of age at the time of injury to the employee until such per centum shall reach a maximum of sixty-five per centum.

2. Wherever in this section a weekly minimum of \$6.00 is provided, such minimum shall be increased in the following cases to the following amounts:

\$6.50 in case of an employee with one child under the age of 16 years at the time of injury to the employee.

\$7.00 in case of an employee with two children under the age of 16 years at the time of injury to the employee.

\$7.50 in case of an employee with three or more children under the age of 16 years at the time of injury to the employee.

3. Wherever in this section a weekly maximum of \$12.00 is provided, such maximum shall be increased in the following cases to the following amounts:

155 \$13.00 in case of an employee with one child under the age of 16 years at
156 the time of injury to the employee.

157 \$14.00 in case of an employee with two children under the age of 16 years at
158 the time of injury to the employee.

159 \$15.00 in case of an employee with three or more children under the age of
160 16 years at the time of injury to the employee.

161 4. The increases in the above per centum and the minimum and maximum
162 amounts shall be paid only so long as the child upon which the increase is based
163 remains under the age of 16 years.

Sec. 13. (a) There is hereby created a board which shall be known as the
2 industrial board to consist of *five* members to be appointed by the Governor, by
3 and with the consent of the Senate, *two* of whom shall be representative citi-
4 zens of the employing class operating under this Act, and *two* of whom shall be
5 representative citizens of the class of employees operating under this Act, and
6 one of whom shall be a representative citizen not identified with either the em-
7 ploying or employee classes and who shall be designated by the Governor as
8 chairman. Appointment of members to places on the first board or to fill vacan-
9 cies on said board may be made during recesses of the Senate, but shall be sub-
10 ject to confirmation by the Senate at the next ensuing session of the Legis-
11 lature. The term of office of members of this board shall be six years, expiring
12 on January 31st, of the odd year, except that when first constituted *two* mem-
13 bers shall be appointed for two years, two members for four years and one
14 member for six years. Not more than three members of the board shall belong
15 to the same political party.

16 (b) *When there shall become effective the Act known as "The civil admin-*
17 *istrative code of Illinois," being an Act entitled, "An Act in relation to the civil*
18 *administration of the State government," there shall thereupon be vested in the*
19 *industrial commission and the industrial officers thereof by said Act created*
20 *all of the powers and duties vested in the industrial board by the Workmen's*
21 *Compensation Act and thereupon wherever in the Workmen's Compensation*

22 *Act reference shall be made to the industrial board, the board or to any member*
23 *thereof, it shall be construed as referring and shall apply to the said industrial*
24 *commission, the said commission, and any industrial officer thereof, respect-*
25 *ively.*

Sec. 14. The salary of each of the members of the board so appointed by
2 the Governor shall be five thousand dollars (\$5,000.00) per year. The board
3 shall appoint a secretary and shall employ such assistants and clerical help as
4 may be necessary. The salary of the arbitrators designated by the board shall
5 be at the rate of *twenty-four hundred dollars* (\$2,400.00) per year. The mem-
6 bers of the board and the arbitrators shall have reimbursed to them their actual
7 traveling expenses and disbursements made or incurred by them in the discharge
8 of their official duties while away from their places of residence in the perform-
9 ance of their duties. The board shall provide itself with a seal for the authen-
10 tication of its orders, awards, and proceedings, upon which shall be inscribed the
11 name of the board and the words "Illinois—Seal."

Sec. 16. The board may make rules and orders for carrying out the duties
2 imposed upon it by law, which rules and orders shall be deemed *prima facie*
3 reasonable and valid; and the process and procedure before the board shall be
4 as simple and summary as reasonably may be. The board upon application of
5 either party may issue *dedimus potestatem* directed to a commissioner, notary
6 public, justice of the peace or any other officer authorized by law to administer
7 oaths, to take the depositions of such witness or witnesses as may be necessary in
8 the judgment of such applicant. Such *dedimus potestatem* may issue to any of
9 the officers aforesaid in any state or territory of the United States or in any for-
10 eign country. The board shall have the power to adopt necessary rules to gov-
11 ern the issue of such *dedimus potestatem*. The board, or any member thereof,
12 or any arbitrator designated by said board shall have the power to administer
13 oaths, subpoena and examine witnesses, to issue subpoenas *duces tecum*, requir-
14 ing the production of such books, papers, records and documents as may be evi-

dence of any matter under inquiry, and to examine and inspect the same and such places or premises as may relate to the question in dispute. Said board, or any member thereof, or any arbitrator designated by said board, shall, on written request of either party to the dispute, issue subpoenas for the attendance of such witnesses and production of such books, papers, records, and documents as shall be designated in said applications, providing, however, that the parties applying for such subpoena shall advance the officer and witness fees provided for in suits pending in the circuit court. Service of such subpoenas shall be made by any sheriff or constable or other person. In case any person refuses to comply with an order of the board or subpoena issued by it or any member thereof, or any arbitrator designated by said board, or to permit an inspection of places or premises, or to produce any books, papers, records, or documents, or any witness refuses to testify to any matters regarding which he may be lawfully interrogated, the county court of the county in which said hearing or matter is pending, on application of any member of the board or any arbitrator designated by the board, shall compel obedience by attachment proceedings, as for contempt, as in a case of disobedience of the requirements of a subpoena from such court on a refusal to testify therein.

The board at its expense shall provide a stenographer to take the testimony and record of proceedings at the hearings before an arbitrator, committee of arbitration, or the board, and said stenographer shall furnish a transcript of such testimony or proceedings to any person requesting it upon payment to him therefor of five cents per one hundred words for the original and three cents per one hundred words for each copy of such transcript.

The board shall have the power to determine the reasonableness and fix the amount of any fee or compensation charged by any person for any service performed in connection with this Act, or for which payment is to be made under this Act or rendered in securing any right under this Act.

Sec. 19. Any disputed questions of law or fact upon which the employer
2 and employee or personal representative cannot agree, shall be determined as
3 herein provided.

4 (a) It shall be the duty of the industrial board, upon notification that the
5 parties have failed to reach an agreement, to designate an arbitrator: *Pro-*
6 *vided*, that if the compensation claimed is for a partial permanent or total per-
7 manent incapacity or for death, then the dispute may, at the election of either
8 party, be determined by a committee of arbitration, which election for a deter-
9 mination by a committee shall be made by petitioner filing with the board his
10 election in writing with his petition or by the other party filing with the board
11 his election in writing within five days of notice to him of the filing of the
12 petition, and thereupon it shall be the duty of the industrial board, upon either
13 of the parties having filed their election for a committee of arbitration as above
14 provided, to notify both parties to appoint their respective representatives on
15 the committee of arbitration. The board shall designate an arbitrator to act as
16 chairman, and if either party fails to appoint its member on the committee
17 within seven days after notification as above provided, the board shall appoint
18 a person to fill the vacancy and notify the parties to that effect. The party
19 filing his election for a committee of arbitration shall with his election deposit
20 with the board the sum of twenty dollars, to be paid by the board to the arbi-
21 trators selected by the parties as compensation for their services as arbitrators,
22 and upon a failure to deposit as aforesaid, the election shall be void and the
23 determination shall be by an arbitrator designated by the board. The members
24 of the committee of arbitration appointed by either of the parties or one ap-
25 pointed by the board to fill a vacancy by reason of the failure of one of the
26 parties to appoint, shall not be a member of the board or an employee thereof.

27 (b) The arbitrator or committee of arbitration shall make such inquiries
28 and investigations as he or they shall deem necessary, and may examine and
29 inspect all books, papers, records, places, or premises relating to the questions
30 in dispute, and hear such proper evidence as the parties may submit. The hear-

ings before the arbitrator or committee of arbitration shall be held in the vicinity where the injury occurred, after ten days' notice of the time and place of such hearing shall have been given to each of the parties or their attorneys of record. The decision of the arbitrator or committee of arbitration shall be filed with the industrial board, which board shall immediately send to each party or his attorney a copy of such decision, together with a notification of the time when it was filed, and unless a petition for a review is filed by either party within fifteen days after the receipt by said party of the copy of said decision and notification of time when filed, and unless such party petitioning for a review shall within twenty days after the receipt by him of the copy of said decision, file with the board either an agreed statement of the facts appearing upon the hearing before the arbitrator or committee of arbitration, or if such party shall so elect, a correct stenographic report of the proceedings at such hearings, then the decision shall become the decision of the industrial board: *Provided*, that such industrial board may for sufficient cause shown grant further time, not exceeding thirty days, in which to petition for such review or to file such agreed statement or stenographic report. Such agreed statement of facts or correct stenographic report, as the case may be, shall be authenticated by the signatures of the parties or their attorneys and in the event they do not agree as to the correctness of the stenographic report it shall be authenticated by the signature of the arbitrator designated by the board.

(c) The industrial board may appoint, at its expense, a duly qualified, impartial physician to examine the injured employee and report to the board. The fee for this service shall not exceed five dollars and traveling expenses, but the board may allow additional reasonable amounts in extraordinary cases. The fees and the payment thereof of all attorneys and physicians for services authorized by the board under this Act, shall, upon request of either the employer or the employee or the beneficiary affected, be subject to the review and decision of the industrial board.

60 (d) If any employee shall persist in insanitary or injurious practices which
61 tend to either imperil or retard his recovery or shall refuse to submit to such
62 medical or surgical treatment as is reasonably essential to promote his recovery,
63 the board may, in its discretion, reduce or suspend the compensation of any
64 such injured employee.

65 (e) If a petition for review and agreed statement of facts or stenographic
66 report is filed, as provided herein, the industrial board shall promptly review the
67 decision of the arbitrator or committee of arbitration and all questions of law
68 or fact which appear from the said statement of facts or stenographic report, and
69 such additional evidence as the parties may submit. After such hearing upon
70 review, the board shall file in its office its decision thereon, and shall immedi-
71 ately send to each party or his attorney a copy of such decision and a notifica-
72 tion of the time when it was filed.

73 Such review and hearing may be held in its office or elsewhere as the board
74 may deem advisable: *Provided*, that the taking of testimony on such hearing may
75 be had before any member of the board and in the event either of the parties
76 may desire an argument before others of the board such argument may be had
77 upon written demand therefor filed with the board within five days after the com-
78 mencement of such taking of testimony, in which event such argument shall be
79 had before not less than a majority of the board: *Provided*, that the board shall
80 give 10 days' notice to the parties or their attorneys of the time and place of
81 such taking of testimony and of such argument.

82 In any case the board in its decision may in its discretion find specially upon
83 any question or questions of law or fact which shall be submitted in writing by
84 either party, whether ultimate or otherwise. Any party may, within twenty
85 days after the receipt of notice of the board's decision, or within such further
86 time, not exceeding thirty days, as the board may grant, file with the board
87 either an agreed statement of the facts appearing upon the hearing, or, if such
88 party shall so elect, a correct stenographic report of the additional proceedings
89 presented before the board, in which report the party may embody a correct

90 statement of such other proceedings in the case as such party may desire to have
91 reviewed, such statement of facts or stenographic report to be authenticated by
92 the signatures of the parties or their attorneys, and in the event that they do not
93 agree, then the authentication of such stenographic report shall be by the sig-
94 nature of the chairman of the board. The applications for adjustment of claim
95 and other documents in the nature of pleadings filed by either party, together
96 with the decisions of the arbitrator and of the industrial board, and the statement
97 of facts or stenographic reports heretofore provided for in paragraphs (b)
98 and (c) shall be the record of the proceedings of said board, and shall be sub-
99 ject to review as hereinafter provided.

100 (f) The decision of the industrial board, acting within its powers, accord-
101 ing to the provisions of paragraph (e) of this section, and of the arbitrator or
102 committee of arbitration, where no review is had and his or their decision
103 becomes the decision of the industrial board in accordance with the provisions
104 of this section, shall, in the absence of fraud, be conclusive unless reviewed as
105 in this paragraph hereinafter provided.

106 (1) The circuit court of the county where any of the parties defendant
107 may be found shall by writ of *certiorari* to the industrial board have power to
108 review all questions of law presented by such record. Such writ shall be issued
109 by the clerk of such court upon *proceipe*. Service upon any member of the
110 industrial board or the secretary thereof shall be service on the board, and
111 service upon other parties in interest shall be by *scire facias*, or service may be
112 made upon said board and other parties in interest by mailing notice of the com-
113 mencement of the proceedings and the return day of the writ to the office of said
114 board and the last known place of residence of the other parties in interest at
115 least ten days before the return day of said writ; or (2) any party in interest
116 may commence a suit in chancery in the circuit court of the county where any of
117 the parties defendant may be found to review the decision of the board only for
118 errors of law appearing on the said record of the said board. Such suit by writ
119 of *certiorari* or in chancery shall be commenced within twenty days of the receipt
120 of notice of the decision of the board.

121 (3) No such writ of *certiorari* shall issue and no such suit in chancery shall
 122 be commenced by one against whom the industrial board shall have rendered an
 123 award for the payment of money unless such one shall upon the filing of his
 124 *praecipe* for such writ or upon the commencement of such suit file with the clerk
 125 of said court a bond conditioned that if he shall not successfully prosecute said
 126 writ or said suit he will pay the said award, and the costs of the proceedings in
 127 said court. The amount of the bond shall be fixed by any member of the indus-
 128 trial board and the surety or sureties on said bond shall be approved by the
 129 clerk of said court.

130 The court may confirm or set aside the decision of the arbitrator or com-
 131 mittee of arbitration or industrial board. If the decision is set aside and the
 132 facts found in the proceedings before the board are sufficient, the court may enter
 133 such decision as is justified by law, or may remand the cause to the industrial
 134 board for further proceedings, and may state the questions requiring further
 135 hearing, and give such other instructions as may be proper.

136 Judgments, orders and decrees of the circuit court under this Act shall be
 137 reviewed only by the Supreme Court upon writ of error. Upon motion, the trial
 138 court shall enter of record a certificate that the cause is, or is not, in his opinion,
 139 one proper to be reviewed by the Supreme Court. Upon filing with the clerk of
 140 the Supreme Court a certified copy of such a certificate that the cause is one
 141 proper to be reviewed, writ of error shall issue. If the trial court certifies that
 142 the cause is not one proper to be reviewed, the Supreme Court, in its discretion,
 143 or one of the judges of said court in vacation, may, nevertheless, order that a writ
 144 of error issue. A writ of error, when issued, shall operate as a *supersedeas*.

145 The decision of a majority of the members of a committee of arbitration or
 146 of the industrial board shall be considered the decision of such committee or
 147 board, respectively.

148 (g) Either party may present a certified copy of the decision of the indus-
 149 trial board, when no proceedings for review thereof have been taken, or of the
 150 decision of such arbitrator or committee of arbitration when no claim for review

151 is made, or of the decision of the industrial board after hearing upon review,
152 providing for the payment of compensation according to this Act, to the circuit
153 court of the county in which such accident occurred or either of the parties are
154 residents, whereupon such court shall render a judgment in accordance there-
155 with; and in case where the employer does not institute proceedings for review
156 of the decision of the industrial board and refuses to pay compensation according
157 to the award upon which such judgment is entered, the court shall, in entering
158 judgment thereon, tax as costs against him the reasonable costs and attorney
159 fees in the arbitration proceedings and in the court entering the judgment, for
160 the person in whose favor the judgment is entered, which judgment and costs,
161 taxed as herein provided shall, until and unless set aside, have the same effect
162 as though duly rendered in an action duly tried and determined by said court, and
163 shall, with like effect, be entered and docketed. The circuit court shall have pow-
164 er, at any time, upon application, to make any such judgment conform to any
165 modification required by any subsequent decision of the Supreme Court upon
166 appeal, or as the result of any subsequent proceedings for review, as provided
167 in this Act.

168 Judgment shall not be entered until fifteen days' notice of the time and place
169 of the application for the entry of judgment shall be served upon the employer
170 by filing such notice with the industrial board; which board shall, in case it has
171 on file the address of the employer or the name and address of its agent, upon
172 whom notices may be served, immediately send a copy of the notice to the em-
173 ployer or such designated agent; and no judgment shall be entered in the event
174 the employer shall file with the said board its bond, with good and sufficient
175 surety in double the amount of the award, conditioned upon the payment of said
176 award in the event the said employer shall fail to prosecute with effect proceed-
177 ings for review of the decision, or the said decision, upon review, shall be
178 affirmed.

179 (h) An agreement or award under this Act, providing for compensation in
180 installments, may at any time within eighteen months after such agreement or

181 award be reviewed by the industrial board at the request of either the employer
182 or the employee, on the ground that the disability of the employee has subse-
183 quently recurred, increased, diminished or ended; and on such review, compen-
184 sation payments may be re-established, increased, diminished or ended: *Pro-*
185 *vided*, that the board shall give fifteen days' notice to the parties of the hearing
186 for review: *And provided, further*, any employee, upon any petition for such a
187 review being filed by the employer, shall be entitled to one day's notice for each
188 one hundred miles necessary to be traveled by him in attending the hearing of
189 the board upon said petition and three days in addition thereto, and such em-
190 ployee, shall, at the discretion of the board, also be entitled to five cents per mile
191 necessarily traveled by him in attending such hearing, not to exceed a distance
192 of 300 miles, to be taxed by the board as costs and deposited with the petition
193 of the employer.

194 (i) Each party, upon taking any proceedings or steps whatsoever before
195 any arbitrator, committee of arbitration, industrial board or court, shall file with
196 the industrial board his address, or the name and address of an agent upon
197 whom all notices to be given to such party shall be served, either personally or by
198 registered mail addressed to such party or agent at the last address so filed with
199 the industrial board: *Provided*, that in the event such party has not filed his
200 address, or the name and address of an agent, as above provided, service of any
201 notice may be had by filing such notice with the industrial board.

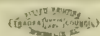
202 (j) Whenever in any proceeding testimony has been taken or a final deci-
203 sion has been rendered, and after the taking of such testimony, or after such
204 decision has become final, the injured employee dies, then in any subsequent pro-
205 ceeding brought by the personal representative or beneficiaries of the deceased
206 employee, such testimony in the former proceeding may be introduced with the
207 same force and effect as though the witnesses having so testified were present in
208 person in such subsequent proceeding and such final decision, if any, shall be
209 taken as a final adjudication of any of the issues which are the same in both pro-
210 ceedings.

Sec. 31. Any one engaging in any business or enterprise referred to in
2 sub-sections 1 and 2 of paragraph (b) of section 3 of this Act who undertakes
3 to do any work enumerated therein, shall be liable to pay compensation to his
4 own immediate employees in accordance with the provisions of this Act, and in
5 addition thereto if he directly or indirectly engages any contractor, whether
6 principal or sub-contractor to do any such work, he shall be liable to pay com-
7 pensation to the employees of any such contractor or sub-contractor unless such
8 contractor or sub-contractor shall have insured, in any company or association
9 authorized under the laws of this State to insure the liability to pay compensa-
10 tion under this, Act, or guaranteed his liability to pay such compensation.

11 In the event any such person shall pay compensation under this section he
12 may recover the amount thereof from the contractor or sub-contractor, if any,
13 and in the event the contractor shall pay compensation under this section he may
14 recover the amount thereof from the sub-contractor, if any.

15 This section shall not apply in any case where the accident occurs elsewhere
16 than on, in or about the immediate premises on which the principal has contracted
17 that the work shall be done.

Sec. 2. Whereas, an emergency exists, therefore, this Act shall be in force
2 and effect from and after its passage and approval by the Governor.



- 1 Introduced by Mr. T. D. Murphy, March 7, 1917.
- 2 Read by title, ordered printed and referred to Committee on License and Miscel-
lany.

A BILL

For an Act to establish a State athletic commission and to define the powers and duties
thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That there is hereby created a State
3 athletic comimssion, consisting of five members. Within thirty days after this
4 Act shall take effect, the Governor shall by and with the advice and consent of
5 the Senate, appoint five members to constitute such commission, two to serve
6 for a period of one year after the taking effect of this Act, one to serve for a
7 period of two years after the taking effect of this Act, and two to serve for a
8 period of four years after the taking effect of this Act. Each commissioner shall
9 hold office until his successor shall have been appointed and qualified. Not more
10 than three members of said commission shall be affiliated with the same political
11 party. Every vacancy in the commission shall be filled for the unexpired por-
12 tion of the term by appointment by the Governor, by and with the advice and
13 consent of the Senate: *Provided*, that if any vacancy occurs during the recess of

14 the Senate, the Governor may make a temporary appointment of whom he shall
15 see fit until the next meeting of the Senate.

16 The commission shall maintain offices for the transaction of its business, in
17 the State Capitol in the city of Springfield, Illinois. And shall keep open at all
18 times, and there shall also be an office or offices situated in any portion of the
19 State of Illinois that the commission may designate. Three members of said
20 commission shall constitute a quorum for the transaction of business.

Sec. 2. The said commission shall, within thirty days after its appointment
2 and on or before the first day of October of each year thereafter, organize, by
3 appointing one member thereof as its chairman and one as its secretary, and the
4 said commission shall employ such assistants and clerks as may be deemed neces-
5 sary for the proper transaction of its business, and fix the salary thereof.

Sec. 3. The said commission shall adopt such rules and regulations as it
2 is deemed necessary for the transaction of business and may revise same as it
3 sees fit.

Sec. 4. The secretary of the commission shall at all times keep a full and
2 true record of all its proceedings and shall perform any and all duties as the
3 commission may designate, and under the direction of the commission shall be
4 empowered to issue subpoenas for the appearance of witnesses and the produc-
5 tion of books, papers and documents before the commission, and such commission
6 shall be empowered to administer oaths to such witnesses.

Sec. 5. The annual salary of each commissioner shall be three thousand
2 (3,000) dollars, payable the first and fifteenth of each month. The commissioners
3 and their employees shall have reimbursed to them all actual and necessary trav-
4 eling and other expenses and disbursements incurred by them in the discharge
5 of their official duties and shall also furnish an itemized statement of all expendi-
6 tures: *Provided*, such expenses shall not exceed fifteen hundred dollars
7 (1,500.00) per annum. The commission may also incur necessary expenses for
8 office furniture, stationery, printing and other incidental expenses.

Sec. 6. The salaries and expenses of the commission and employees shall
2 be paid by the State Treasurer upon vouchers signed by the chairman of the
3 commission and attested by the secretary thereof, drawn on the State Auditor of
4 Public Accounts, and shall be payable the first and fifteenth of each month out
5 of the funds collected as fees by said commission and paid into the State treas-
6 ury. The commission shall furnish a monthly report of all its proceedings to
7 the Governor and shall send therewith such recommendations relative to the
8 conduct of its affairs, as it shall deem advisable.

Sec. 7. The commission may, in its discretion, issue and at its discretion
2 revoke, a license to conduct, hold or give athletic boxing or sparring exhibitions
3 to any club, corporation or association. No license shall be issued by said com-
4 mission to any club, association or corporation that has not been incorporated
5 under the laws of the State of Illinois and having a president, vice president,
6 secretary, treasurer and three or more trustees, and whose officers have not been
7 legal voters or citizens of the State of Illinois, in the town or city of their resi-
8 dence for a period of not less than one year. Every license shall be subject to
9 such rules and regulations and amendemnts thereof, as the commission may
10 prescribe which shall not be inconsistent with this Act. The commission shall
11 lend its aid and advice whenever called upon to help promote the athletic spirit
12 among the girls and boys of the State of Illinois.

13 Every application for a license, as herein provided for, shall be in writing
14 and shall be addressed to the commission, and shall be verified by some officer
15 of the club, corporation or association in whose behalf the application is made.
16 It shall contain a recital of such facts as, under the provisions hereof, will
17 show the applicant entitled to receive a license, and, in addition thereto, such
18 other facts and recitals as the commission may by rule require to be shown.

19 Such application shall be accompanied by an annual fee of fifty (50)
20 dollars in cities of not more than five thousand inhabitants; one hundred (100)
21 dollars in cities of not more than fifty thousand inhabitants; two hundred
22 (200) dollars in cities of not more than one hundred thousand inhabitants, and

23 five hundred (500) dollars in cities of the State having a population of over
24 two hundred thousand inhabitants.

Sec. 8. Where a license granted under this Act, has been canceled or revoked
2 by an order of the commission, the club, corporation or association by whom the
3 license has been held is hereby given the right to review the determination of
4 the commission in a circuit court in the county where such club, corporation or
5 association has its principal place of business by writ of *certiorari* to be taken
6 out within fifteen days after the order of the commission has been served on
7 the club, corporation or association.

Sec. 9. The commission shall see before a license is issued that all the build-
2 ings or structures used, or intended to be used, for the purpose of this Act, shall
3 be properly ventilated and provided with fire exits and fire escapes, if need be,
4 and shall in all manner conform to the laws, ordinances and regulations relating
5 to buildings in the city, town or village where situated.

Sec. 10. It is further stipulated that no boxing or sparring match or exhibi-
2 tion held under this Act shall be of more than ten rounds in length, and the con-
3 testants shall wear, during such contests, gloves weighing not less than six
4 ounces, and length of each round shall be of three minute duration. All acts
5 of brutality and illegal boxing or sparring shall be strictly prohibited. No deci-
6 sion shall be rendered in any contest held under the provisions of this Act.

Sec. 11. Any club, corporation or association which shall conduct, hold, give
2 or participate in, any sham or unfair athletic match or sparring exhibition shall
3 thereby forfeit its license issued under the provisions of this Act, which shall
4 thereupon be, by the commission, cancelled and declared void; and such club,
5 corporation or association shall not thereafter be entitled to receive any license
6 under the provisions of this Act; and such sham or unfair match or exhibition
7 shall subject such club, corporation, or association to a refund to every spectator
8 who has paid to witness the same, the amount paid by him. Every club, corpo-

9 ration, or association shall give to every spectator for his own use a separate
10 ticket or coupon showing thereon the sum paid by such spectator to witness
11 such match or exhibition. It shall be the duty of the commission to enforce all
12 the provisions of this section, and in the event that a club, corporation, or asso-
13 ciation shall refuse to comply with the conditions and orders thereof, where a
14 sham or unfair match or exhibition has been held or conducted, then such com-
15 mission may issue proper orders on the State Treasurer for the redemption of
16 the coupons out of any security or deposit made by such club, corporation, or
17 association as hereinafter provided.

Sec. 12. If it can be proven after a hearing by the commission that any
2 contestant is guilty of participating in any sham or unfair match or exhibition
3 he shall be immediately barred from taking part in any contest or exhibition
4 held or given by any club corporation, or association licensed for such purposes.

Sec. 13. Every club, corporation, or association which shall have the privi-
2 leges conferred by this Act shall, within twenty-four hours after the expiration
3 of every contest furnish to the commission a written report duly verified under
4 oath by one of its officers, showing the amount of the gross receipts thereof, and
5 such other matters as the commission may prescribe; and shall also, within the
6 said time, pay to the State Treasurer a tax of ten (10) per centum of its total
7 gross receipts from such athletic match or exhibition, which tax shall be placed
8 to the credit of the general fund of the State.

9 Each club, corporation or association applying for a license shall execute
10 and file with the State Treasurer a bond in the sum of not less than two thousand
11 five hundred (\$2,500) dollars nor more than ten thousand (\$10,000) dollars to be
12 approved as to form, and the sufficiency of the sureties thereon, by payment of
13 the tax hereby imposed. Upon the filing and approval for such bond the State
14 Treasurer shall issue to such applicant for such license, a certificate of such
15 filing and approval, which shall be by such applicant filed in the office of the
16 commission with its application for such license and no license shall be issued

17 until such certificate of such certificate shall be so filed; and for any violation
18 of or default under this Act or the rules or regulations of the commission, by
19 such applicant, the securities or money, or both, so deposited, shall be avail-
20 able to the commission, and to the State Treasurer, for the payment of such tax,
21 and of any other obligation which may exist by reason of such violation or
22 default.

Sec. 14. Whenever any such club, corporation or association shall fail to
2 make a report of any contest at the time prescribed by this Act or whenever
3 such report is unsatisfactory to the State Treasurer, he may examine or cause
4 to be examined the books and records of such club, corporation under oath its
5 officers and other persons as witnesses for the purpose of determining the total
6 amount of its gross receipts for any contests and the amount of tax due pursuant
7 to the provisions of this Act which tax he may upon and as the result of such
8 examination fix and determine. In case of the default in the payment of any tax
9 so ascertained to be due, together with the expenses incurred in making such
10 examinations for a period of twenty days after notice to such delinquent club,
11 corporation or association of the amount at which the same may be fixed by the
12 State Treasurer, such delinquent shall forfeit its license and shall thereby be
13 disqualified from receiving any new license and it shall, in addition, forfeit to the
14 People of the State of Illinois the sum of five hundred (\$500) dollars which
15 may be recovered by the Attorney General in the name of the People of the State
16 of Illinois the same manner as other penalties are by law recovered.

Sec. 15. Each contestant must be examined prior to entering the ring, by
2 a physician selected by the commission and his services shall be paid for by
3 the club, corporation or association.

Sec. 16. Competent referees shall be selected by the commission and they
2 should be legal voters and residents of the State of Illinois. The application of
3 the referee shall be accompanied by an annual fee, which shall be twenty-five
4 (25) dollars, and he shall furnish a bond of one thousand dollars (\$1,000.00).

5 Fifteen days after the commission has sanctioned his appointment, he shall also
6 send to the commission within twenty-four hours a written report giving full
7 details of any exhibition at which he has officiated giving names of club and
8 contestants.

Sec. 17. No contestant to be allowed to appear at any club, corporation or
2 association unless he can show a license issued by the commission for which he
3 is to pay the sum of five (\$5.00) dollars annually.

Sec. 18. The commission shall not allow any contestant under the age of
2 eighteen years of age to participate in any boxing, sparring match or exhibition.

Sec. 19. It is further stipulated that under the provisions of this Act that
2 no intoxicating liquors shall be sold or given away at any boxing, sparring
3 match or exhibitions.

Sec. 20. Popular prices of admissions shall prevail at all boxing, sparring
2 match or exhibitions, the maximum sum not to exceed the sum of five (5) dollars.

Sec. 21. The commission shall not allow any boxing, sparring match or
2 exhibition to be held on Sunday where admission fee is charged.

Sec. 22. Whenever any boxing, sparring match, or exhibitions are held at
2 any public playgrounds, gymnasiums, schools, universities, Young Men's Chris-
3 tian Associations or under the auspices of the Amateur Athletic Union, where
4 no admission fee is charged the license fee necessary under this Act shall not
5 be required.

Sec. 23. Any person who violates any of the provisions of this Act, for
2 which a penalty is not herein expressly prescribed shall be guilty of a misde-
3 meanor, and the commission is hereby given full power to enforce all the pro-
4 visions of this Act, by prosecution under the criminal code.

Sec. 24. The provisions of sections 231, 232, 233, 234, 235, 236 of an Act
2 entitled, "An Act to revise the law in relation to criminal jurisprudence,"

3 approved March 27, 1874, in force July 1, 1874, shall not apply to any athletic
4 boxing, sparring match or exhibition conducted, held or given by any club, cor-
5 poration or association duly licensed in accordance with the provisions of this
6 Act.



- 1 Introduced by Committee on Judiciary, March 8, 1917.
- 2 Read first time, ordered printed and to a second reading.

A BILL

For an Act to publish, distribute and sell the laws of the Territory of Illinois and all the laws and joint resolutions passed prior to January 1, 1917, at all regular and special sessions of the General Assemblies of the State of Illinois, and provide for their admission in evidence and to repeal an Act therein named.

WHEREAS, it is a matter of common knowledge that innumerable rights have
2 been acquired and established under private and public laws, and privileges are
3 asserted under joint resolutions, passed at regular and special sessions of the
4 General Assemblies of this State, many of which laws and resolutions are to be
5 found only in the office of the Secretary of State, or in such of the published edi-
6 tions of the session laws as are still extant; that practically every edition of such
7 session is out of print; that the courts are called upon constantly to construe
8 such laws and joint resolutions, and to apply them in determining litigation which
9 is affected by them; and that all such laws and joint resolutions should be more
10 readily accessible to the officers and citizens of the State.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
represented in the General Assembly: The Secretary of State of Illinois is here-
 by directed to cause to be printed and published in such form and in such number
 of volumes as may be hereinafter prescribed, Pope's Territorial Laws and all the
 public and private laws and joint resolutions passed prior to January 1, 1917,
 at all regular or special sessions of the General Assemblies of the State of Illi-
 nois, together with the index for each such session.

The Secretary of State shall carefully compare with the original laws, and
 edit, or cause to be compared and edited, indexed and prepared for printing by
 a competent and experienced legal editor or editors, all of the Acts, laws and
 printed joint resolutions printed and published herein provided for; *provided,*
 there shall be eliminated from these volumes all auditors' and treasurers' reports,
 and appropriation Acts.

Sec. 2. Twelve hundred and fifty copies of each volume of said reprint shall
 be printed, and the Secretary of State shall immediately, after their publication,
 deposit ten of said sets in his office and distribute the others as follows:

To the clerk of the Senate for the use of the Senate, one set.

To the clerk of the House of representatives for the use of the House, one
 set.

One set to the county court of each county, and one set to the circuit court
 of each county in the State of Illinois, to be and remain the property of such
 court.

Twenty-five sets to the board of commissioners of Cook county for distribu-
 tion to the different courts of record of Cook county, to be and remain the proper-
 ty of such courts.

One set to libraries of the appellate courts of each district, to be and remain
 the property of such courts.

Ten sets to the Supreme Court library to be and remain the property of the
 Supreme Court.

17 One set to the law library of the University of Illinois, one set to the
 18 library of the University of Illinois; one set to the State library; one set to the
 19 State historical library and one set to the legislative reference bureau.

20 The remaining sets the Secretary of State may sell to such persons, firms
 21 or corporations as may desire to purchase, a set or sets of laws herein men-
 22 tioned, at a price per set estimated at ten per cent (10%) above the actual cost of
 23 reproduction per set. The money or moneys received for the sale of said re-
 24 print of session laws shall be converted into the State treasury within thirty
 25 (30) days after the receipt thereof. The Secretary of State shall make a report
 26 to the Governor on the first Monday in January and the first Monday in July of
 27 each year of the number of copies sold, and the number of copies on hand in his
 28 possession, until such time as the number of copies available for sale have been
 29 disposed of.

Sec. 3. The session laws herein mentioned shall be printed in not to exceed
 2 forty (40) volumes. The number of pages contained in each volume shall be ap-
 3 proximately nine hundred sixty (960), *provided*, that the laws of no one session
 4 shall be divided between two volumes, excepting the cases where the laws of any
 5 one session will require more than nine hundred sixty (960) pages. The size of
 6 the printed page shall be 6x9 inches, as nearly as may be. The type page shall be
 7 4½x7½ inches (27x45 picas) including running head and folio. Said laws and joint
 8 resolutions shall be set in a clear, legible face of 8 point, modern type, set solid.
 9 the original page number now appearing in the printed session laws shall be
 10 shown in block Gothic figures—8 point—enclosed in brackets. The paper shall
 11 be 25x38, 40 pound number 1 machine finished book, free from unbleached sul-
 12 phite and ground wood, with a tensile strength of not less than 40 points on a mul-
 13 len or other standard paper tester.

14 In the press work the forms must be carefully made ready, and a clean,
 15 sharp impression furnished. A high grade permanent black book ink must be
 16 used, and a uniform, distinct color maintained throughout the volumes.

17 The binding shall be library buckram, with the number 30 cloth board of a
18 high grade, title in red leather stamped in real gold to be glued on the back. The
19 title to be approximately two inches in height. The sections must be carefully
20 machine sewed, extra-supered, and glued over with cotton head bands and plain
21 end sheets.

22 The superintendent of printing shall prepare accurate specifications which
23 will insure the production of serviceable and substantial volumes, which speci-
24 fications and directions shall be faithfully and carefully observed in the manufac-
25 ture.

Sec. 4. The Secretary of State shall advertise for bids, and award contracts
2 in like manner as provided for in an Act entitled, "An Act to revise the law in
3 relation to State contracts."

Sec. 5. The Acts, and laws so printed and published hereunder shall be ad-
2 missable in evidence in all courts and proceedings in this State, and shall be
3 considered as duly authenticated copies of the originals.

Sec. 6. The following Act is hereby repealed: "An Act entitled, 'An Act
2 to authorize and provide for the reprint of session laws by the Secretary of
3 State,' approved May 14, 1903, in force July 1, 1903."



- 1 Introduced by Mr. Boyd, March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

A BILL

For an Act to amend an Act entitled, "An Act for the assessment of property and for the levy and collection of taxes," approved March 30, 1872, in force July 1, 1872, as subsequently amended, by amending section 181 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act for the assessment of property and for the levy and collection of taxes," approved March 30, 1872, in force July 1, 1872, as subsequently amended, be and the same is hereby amended by amending section 181 thereof to read as follows:

6 Sec. 181. County collectors shall have the same powers, and may proceed
7 in the same manner, for the collection of any tax on real or personal property,
8 as town or district collectors; and if in any town or collection district the office
9 of town or district collector is or shall become vacant, and such vacancy shall
10 not be filled on or before the tenth day of March next following such vacancy,
11 or if in any town or collection district the books for the collection of taxes, for
12 any reason, have not been or shall not be, delivered to the town or district col-
13 lector, on or before the tenth day of March in any year, the county clerk shall de-

14 liver all such collector's books to the county collector of such county having
15 annexed to each of such books a warrant under the hand and official seal of the
16 county clerk, commanding such county collector to collect from the several persons
17 named in such books, the several sums of taxes therein charged opposite their
18 respective names, and authorizing him in case any person named in such col-
19 lector's books shall neglect or refuse to pay his personal property tax, to collect
20 the same by distress, and sale of the goods and chattels of such person. It shall
21 thereupon be the duty of such county collector to collect and pay over all taxes,
22 assessments and other charges shown in such books and to do all acts, required
23 of him by law, in like manner as if such taxes, assessments and other charges,
24 had been duly returned delinquent by a town or district collector. The col-
25 lector's books so delivered to the county collector, by the county clerks, shall, for
26 all purposes, in all subsequent proceedings, be used in the same manner, and
27 have the same force and effect as if said books were delivered to the town or dis-
28 trict collectors, and duly returned by them, as provided by law. When any
29 injunction restraining the collection of taxes shall be dissolved after the tax
30 books shall have been returned to the county collector, such taxes or the portion
31 thereof, upon which such injunction shall have been dissolved, shall be paid to
32 the county collector, who shall have the same power and shall proceed in the same
33 manner for the collection of such taxes as though the same or such portion
34 thereof had never been enjoined. *In any county in which, for any cause, no town*
35 *or district collectors have been elected, the county collector shall be collector of*
36 *taxes and ex officio town or district collector for all towns or districts in the*
37 *county: Provided, that said county collector shall receive or retain no commis-*
38 *sion or percentage for collecting or receiving taxes, but shall be paid only such*
39 *compensation for any of his services as shall be fixed by the county board.*



- 1 Introduced by Mr. Boyd, March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

A BILL

For an Act to amend an Act entitled, "An Act for the assessment of property and for the levy and collection of taxes," approved March 30, 1872, in force July 1, 1872, as subsequently amended, by amending sections 182 and 185 thereof and by adding two new sections to be known as sections 154a and 177a.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: That an Act entitled, "An Act for the assessment of property and for the levy and collection of taxes," approved March 30, 1872, in force July 1, 1872, as subsequently amended, be and the same is hereby amended by amending sections 182 and 185 thereof, to read as inserted at length herein, and by adding two new sections to be known as sections 154a and 157a, to read as follows:*

8 *Sec. 154a. in counties of the first and second class, personal property taxes*
9 *shall be due and payable during the month of February of each year. Real estate*
10 *taxes shall be payable, one-half during the month of February of each year and*
11 *one-half during the month of September of each year.*

12 Sec. 177a. *All real estate in counties of the first and second class upon which*
 13 *the first installment of taxes remains due and unpaid on the 10th day of March,*
 14 *and upon which the second installment or the whole of the taxes remains due*
 15 *and unpaid on the 10th day of October annually, shall be deemed delinquent,*
 16 *and such unpaid taxes over due after the 10th day of March annually, shall*
 17 *bear interest from the 1st day of April and such delinquent taxes, delinquent*
 18 *after the 10th day of October, shall bear interest after the 1st day of November,*
 19 *at the rate of one (1) per cent per month until paid or forfeited. Parts or frac-*
 20 *tions of a month shall be reckoned as a month, and all such collections on ac-*
 21 *count of interest shall be paid into the county treasury, to be used for county*
 22 *purposes.*

23 Sec. 182. *At any time after the first day of April in counties of the third*
 24 *class and after the first day of November in counties of the first and second class*
 25 *next after such delinquent taxes and special assessments on lands and lots shall*
 26 *become due, the collector shall publish an advertisement giving notice of the in-*
 27 *tended application for judgment for sale of such delinquent lands and lots, in a*
 28 *newspaper printed and published in his county, if any such there be, and if there*
 29 *be no such paper printed and published in his county, then in the nearest news-*
 30 *paper in this State to the county seat of such county. Said advertisement*
 31 *shall be once published at least three (3) weeks previous to the term of the county*
 32 *court at which judgment is prayed and shall contain a list of the delinquent*
 33 *lands and lots upon which the taxes or special assessments remain due and un-*
 34 *paid, the names of owners, if known, the total amount due thereon, and the year,*
 35 *or years, for which the same are due. Said collector shall give notice that he*
 36 *will apply to the county court at the.....term thereof for judgment*
 37 *against said lands and lots for said taxes, special assessments, interest and costs*
 38 *and for an order to sell said lands and lots for the satisfaction thereof, and*
 39 *shall also give notice that on the.....Monday next succeeding the day fixed*
 40 *by law for the commencement of such term of the said county court, all the*

41 lands and lots for the sale of which an order shall be made, will be exposed to
42 public sale at the building where the county court is held in said county for
43 the amount of taxes, special assessments, interest and costs due thereon, and
44 the advertisement published according to the provisions of this section shall be
45 deemed to be sufficient notice of the intended application for judgment and of the
46 sale of lands and lots under the order of said court. Where the publisher of
47 any paper that may have been selected by the collector shall be unable or un-
48 willing to publish such advertisement, the collector shall select some other news-
49 paper having due regard to the circulation of such paper.

50 Sec. 185. All applications for judgment and order of sale for taxes and
51 special assessments on delinquent lands and lots shall be made at the June term
52 of the county court *in counties of the third class and at the December term in*
53 *counties of the first and second class.* If from any cause the court shall not be
54 holden at the term at which such judgment is prayed, the cause shall stand con-
55 tinued and it shall not be necessary to re-advertise the list or notice required
56 by law to be advertised before the judgment and sale, but at the next regular
57 term thereof after the court shall hear and determine the matter and if judg-
58 ment is rendered the sale shall be made on the Monday specified in the notice,
59 as provided in section 182, such Monday to be fixed by the county collector, in
60 the notice. If, for any cause, the collector is prevented from advertising and
61 obtaining judgment at said term, it shall be held to be legal to obtain judgment
62 at any subsequent term of said court but if the failure arises by the county col-
63 lector's not complying with any of the requirements of this Act, he shall be held
64 on his official bond for the full amount of all taxes and special assessments
65 charged against him: *Provided*, that any such failure on the part of the county
66 collector shall not be allowed as a valid objection to the collection of any tax or
67 assessment or to a rendition of a judgment against any delinquent lands or lots
68 included in the application of the county collector: *And, provided, further*, that
69 on the application for judgment at such subsequent term, it shall not be deemed

70 necessary to set forth or establish the reasons of such failure: *And, provided,*
71 *further,* that in counties where probate courts have been or may hereafter be
72 established, it shall be lawful to make such application for judgment and order
73 of sale to the May term of the county court.



- 1 Introduced by Mr. Donahue, March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making an appropriation for the relief of David Deane.

WHEREAS, David Deane, while on duty as an employee of the State as manual
2 training instructor at the Illinois State Reformatory at Pontiac, Illinois, suffered
3 an injury to his right thumb by reason of a piece of wood flying from a rip saw
4 while in operation in a State institution, necessitating the amputation of the
5 thumb back of the first joint, on January 12, 1917, the injury so received being
6 permanent and received by an employee of the State while in the line of his duty
7 and in the exercise of due care for his own safety; therefore,

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That there be, and is hereby appropriated
3 the sum of one thousand (\$1,000) dollars for the relief of David Deane, who re-
4 ceived personal injuries while in the service of the State as a manual training in-
5 structor at the Illinois State Reformatory, on the 12th day of January, 1917, the
6 injuries so received being permanent and received while in the employ of the State
7 being in the line of his duty.

Sec. 2. The Auditor of Public Accounts of the State of Illinois is hereby
2 authorized and directed to draw his warrant upon the State treasury of the State
3 of Illinois for the sum of one thousand (\$1,000) dollars, in favor of the said
4 David Deane, and the State Treasurer shall pay the same out of the funds in the
5 State treasury not otherwise appropriated.



1 Introduced by Mr. Dudgeon, March 8, 1917.

2 Read by title, ordered printed and referred to Committee on Agriculture.

A BILL

For an Act to regulate commerce in certain agricultural seeds.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That no person, firm or corporation shall,
3 by himself, his agent, or as representative of any other person, firm or corpora-
4 tion, sell or offer for sale or distribution within the State for seeding purposes
5 any lot or package of agricultural seeds exceeding one pound in weight unless
6 the same, when put up in either open or closed packages, shall have attached
7 thereto a label on which is plainly printed or written, in the English language
8 the following:

9 (1) Name and kind of seed.

10 (2) Full name and address of seedsman, importer, agent or dealer.

11 (3) Statement of purity of the seed contained therein, as follows:

12 Percentage seed as named under (1) section 1.

13 Percentage foreign matter, other than foreign seed, by weight.

14 Percentage of each of the following noxious weed seeds: buckhorn, bracted
15 plantain, red top sorrel, Canada thistle, quack grass, dock, Russian thistle, ox-

16 eye daisy, cinquefoil, mustards, dodders, the cockles, morning glory, and other
17 perennial weed seeds.

18 (4) Germinating power of seed.

19 (5) Locality where seed was grown.

Sec. 2. For the purposes of this Act, the term "agricultural seeds" shall
2 include seed of red and mammoth, alsike, sweet, and other clovers, alfalfa, and
3 other legumes, rape, timothy, blue grass, orchard grass, the fescues, and other
4 grasses.

Sec. 3. No agricultural seeds, as defined in section 2, shall be sold or
2 offered for sale or distribution within the State, which contains in greater
3 numbers than one to one thousand of the seeds under examination the seeds of
4 the following noxious weeds: buckhorn, bracted plantain, red top sorrel, Can-
5 ada thistle, quack grass, dock, Russian thistle, ox-eye daisy, cinquefoil, mustards,
6 dodders, the cockles, morning glory, and other perennial weed seed, except in
7 case of dock, and weeds indicated as "other perennials" in section 2.

8 Where the seeds of the weeds herein mentioned are present in fewer num-
9 bers than one to one thousand of the seed being examined, a statement shall
10 be so made on the label attached to the package naming the weed seeds present
11 therein.

12 The label attached to container in all cases shall indicate the percentage of
13 the different kinds of seeds, on the basis of number of seeds, and the percentage
14 of inert matter on basis of weight found in such container.

15 In case of a percentage of weed seeds less than one-tenth of one per cent,
16 this shall be designated "trace" (thus, trace of sorrel).

Sec. 4. The provisions of this Act shall not be construed as applying to:

2 (1) Any person growing, possessing for sale, or selling seeds for food
3 purposes only.

4 (2) Persons selling seed containing impurities except as defined in section
5 3, providing such seeds are sold to merchants to be recleaned before exposing
6 for sale upon the general market.

7 (3) Seed that is in store for the purpose of recleaning, and which is not
8 possessed, sold or offered for sale for seed purposes:

9 (4) Cereals grown or sold and delivered from the farm by the owner there-
10 of, buyer himself to use the seed for seeding purposes only, unless the purchaser
11 obtain a certificate at the time of sale, stating that the seed is sold subject to
12 the provisions of this Act.

13 (5) Mixture of seeds for lawn purposes except that the sale of such mix-
14 ture is subject to the restrictions of section 3.

Sec. 5. The enforcement of this Act is hereby placed in the department of
2 agriculture under the supervision of the director, and he is hereby empowered
3 to appoint such inspectors and assistants as may be necessary to execute its
4 provisions.

Sec. 6. It shall be the duty of the inspectors and assistants to analyze all
2 samples of seeds forwarded to them, in conformity with the standards fixed in
3 section 1, and to collect such additional samples as the director of the depart-
4 ment of Agriculture may deem necessary.

Sec. 7. No person, firm or corporation shall, by himself, his agent or as
2 representative of any other person, firm or corporation, sell or offer for sale or
3 distribution, within the State for seeding purposes, any lot or package of agri-
4 cultural seeds exceeding one pound in weight until a representative sample of
5 same, containing not less than two or more than four ounces with analysis, as
6 provided for in section 1, shall be forwarded to and be in possession of the
7 director of the department of agriculture of this State.

Sec. 8. The results of all tests of seed made by the department shall be
2 published in bulletins of the department, together with the names and post-
3 office addresses of the persons, firms or corporations from whom all samples
4 tested were obtained.

Sec. 9. Guarantees of purity and viability shall be based upon tests made
2 by the department of agriculture, or by seed dealers, or their agents, subject to
3 retest, and ratification by the same department, when it shall deem necessary.

Sec. 10. Whoever violates any of the provisions of any section of this Act,
2 or who shall attempt to interfere with the inspectors or assistants in the dis-
3 charge of the duties named herein, shall be guilty of a misdemeanor, and upon
4 conviction shall be punished by a fine of not less than ten nor more than one
5 hundred dollars for each and every offense.

Sec. 11. Seed shall be analyzed without cost for farmers who have no seed
2 for sale, under the supervision of the department of agriculture. Labels must
3 accompany samples submitted in all cases.

Sec. 12. A fee of twenty-five cents shall be collected for each sample of
2 seed tested by the department of agriculture under the provisions of this Act
3 except as provided in section 11 and paid into the State treasury.



- 1 Introduced by Mr. Carmon, March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act appropriating five hundred sixty dollars for the relief of Oliver C. Harwood of Manville, Illinois, and providing for the payment of the amount out of the State treasury.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That there be, and hereby is, appropriated
3 for the relief of Oliver C. Harwood, of Manville, Illinois, for loss sustained
4 through the quarantine and killing of certain horses having the distemper, over
5 and above the statutory amount allowed and paid for the same, the sum of five
6 hundred sixty dollars (\$560).

Sec. 2. The Auditor of Public Accounts is hereby authorized to draw his
2 warrant upon the State Treasurer for the said amount in favor of said Oliver
3 C. Harwood, payable out of any money in the Treasury not otherwise appro-
4 priated, and the State Treasurer is hereby authorized to pay such warrant out
5 of any money in the treasury not otherwise appropriated.



- 1 Introduced by Mr. Meents, March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on Roads and Bridges.

A BILL

For an Act in relation to the construction by the State of Illinois of a State-wide system of durable hard-surfaced roads upon public highways of the State and the provision of means for the payment of the cost thereof by an issue of bonds of the State of Illinois.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That a State-wide system of durable
3 hard-surfaced roads be constructed by the State of Illinois, as soon as prac-
4 ticable, upon public highways of the State along the hereinafter described routes,
5 as near as may be, and that the State of Illinois (acting through its officers)
6 be, and is hereby, authorized and empowered to issue and sell, and provide for
7 the retirement of, bonds of the State of Illinois to the amount of sixty million
8 dollars (\$60,000,000.00) for the purpose of providing means for the payment of
9 the cost of the construction of said system of roads: *Provided, however,* that
10 before this law, which hereby authorizes such debt to be contracted and levies
11 the tax for the payment of the principal and interest of the bonds to be issued
12 as an evidence of such debt, shall go into full force and effect it shall, at the

13 general election in November, A. D. 1918, be submitted to the people and
14 receive a majority of the votes cast for members of the General Assembly at
15 such election.

Sec. 2. That the issuance, sale and retirement of said bonds and the con-
2 struction of said State-wide system of roads and all work incidental thereto
3 shall be under the general supervision and control of the Department of Public
4 Works and Buildings, subject to the approval of the Governor of this State;
5 and said Department of Public Works and Buildings is hereby authorized,
6 empowered and directed to take whatever steps may be necessary to cause said
7 bonds to be issued and sold and to cause said system of roads to be constructed
8 at the earliest possible time, consistent with good business management, after
9 this Act becomes fully operative. Said Department of Public Works and Build-
10 ings shall have power to make and shall make all final decisions, affecting the
11 work provided for in this section, and all the rules and regulations it may
12 deem necessary for the proper management and conduct of said work and for
13 carrying out all of the provisions of this Act in such manner as shall be to the
14 best interest and advantage of the people of this State. The director of public
15 works and buildings shall make it the special duty of the superintendent of high-
16 ways, acting under the direction, supervision and control of said director, to see
17 that such provisions are so carried out in good faith. Said Department of Public
18 Works and Buildings is hereby given power and authority to purchase and
19 supply any labor, tools, machinery, supplies and materials needed for said work.
20 All contracts let for the construction of said work shall be let to the lowest
21 responsible bidder, or bidders, and all of said State bonds shall be sold to the
22 highest and best bidder, or bidders, by said Department of Public Works and
23 Buildings, on such terms and conditions, and on open competitive bidding after
24 public advertisement in such manner and for such times, as may be prescribed
25 by said Department of Public Works and Buildings, subject to the approval
26 of the Department of Finance. Successful bidders for the construction of said
27 work shall enter into contracts furnished and prescribed by said Department

28 of Public Works and Buildings and shall give good and sufficient bonds to
29 insure the proper and prompt completion of said work in strict accordance
30 with the provisions of said contracts.

Sec. 3. That for the purpose of carrying out the provisions of this Act
2 said sum of sixty million dollars (\$60,000,000.00), to be derived from the sale of
3 said bonds, be, and is hereby, appropriated to said Department of Public Works
4 and Buildings, such money to be payable out of the State bond road fund,
5 hereinafter provided for; that for the purpose of raising said sum so appro-
6 priated to carry out the provisions of this Act, said bonds of the State of
7 Illinois to an amount not exceeding said sum of sixty million dollars
8 (\$60,000,000.00) shall be issued and sold as herein provided; that said bonds
9 shall bear interest, payable annually, from the date of their issue, at the rate
10 of three and one-half per centum per annum, unless financial conditions make a
11 different rate advisable, in which case said Department of Public Works and
12 Buildings may, with the Governor's approval, issue part or all of said bonds at
13 any other rate of interest not exceeding four per centum per annum; that said
14 bonds shall be serial bonds and be dated, issued and sold from time to time
15 as said road building work progresses and in such amounts as may be neces-
16 sary to provide sufficient money to pay for said work and the expenses inci-
17 dental thereto; and that each one of said bonds shall be made payable within
18 twenty years from the date of its issue. Each one of said bonds shall be in
19 the denomination of \$500.00, or some multiple thereof. Said bonds shall be
20 engraved and printed by said Department of Public Works and Buildings, under
21 the direction of the Governor, and be signed by the Governor and attested by
22 the Secretary of State under the seal of the State and countersigned by the
23 State Treasurer and by the Auditor of Public Accounts. Interest coupons
24 with lithographed *fac simile* signatures of such officers, may be attached to said
25 bonds. Said bonds may, at the request of owners, be registered with the
26 Auditor of Public Accounts. Said bonds shall be deposited, until sold, with the
27 State Treasurer; and when sold, the proceeds of said bonds shall be paid into

28 the State treasury and be kept in a separate fund which shall be known as the
29 State bond road fund.

Sec. 4. That all payments for work done or obligations incurred under the
2 provisions of this Act shall be made by the State Treasurer out of said State
3 bond road fund (and said fund shall be used only for the purposes mentioned
4 in this Act) upon warrants drawn by the Auditor of Public Accounts, based
5 upon bills of particulars and vouchers certified by the proper official of said
6 Department of Public Works and Buildings, having knowledge of the facts
7 upon which such vouchers are based, and audited and approved by the super-
8 intendent of highways and the director of public works and buildings, and
9 approved by the Governor, acting through the Department of Finance.

Sec. 5. That said Department of Public Works and Buildings shall, on or
2 before the 1st day of February each year, make a full report to the Governor
3 of all business transacted by said department in carrying out the provisions
4 of this Act, during the year ending on the preceding 31st day of December.
5 The Governor may cause the books and affairs of said department, relating to
6 the work provided for herein, to be audited in each year.

Sec. 6. That each year, after this Act becomes fully operative, and until
2 all of said bonds shall have been retired, there shall be included in and added
3 to the tax levied for State purposes, a direct annual tax for such amount as
4 shall be necessary and sufficient to pay the interest annually, as it shall accrue,
5 on each and every bond issued under the provisions of this Act, and also to
6 pay and discharge the principal of such bonds at par value, as such bonds
7 respectively fall due; and the respective amounts of such direct annual tax are
8 hereby appropriated for that specific purpose. The required rate of such
9 direct annual tax shall be fixed each year by the officers charged by law with
10 fixing the rate for State taxes on the valuation of real and personal property in
11 this State subject to taxation, in accordance with the provisions of the statutes
12 in such cases: *Provided, however,* that if money from any other sources of

13 revenue has been appropriated and set apart for the same purpose for which
14 said direct annual tax is hereby levied and imposed, then said officers shall, in
15 fixing said rate of said direct annual tax, make proper allowance and reduction
16 for any such money so appropriated and set apart from other sources of rev-
17 enue. Said direct annual tax shall be, and it is hereby, levied and imposed, as
18 herein provided, and such direct annual tax shall be assessed, levied and col-
19 lected in the manner prescribed by law in the case of general State taxes, and
20 shall be paid into the treasury of the State by the officers legally entrusted with
21 the duty of collecting and accounting for such general State taxes.

Sec. 7. That said proposed State-wide system of roads shall be constructed
2 in strict accordance with the plans, specifications, estimates of cost and con-
3 tracts of said Department of Public Works and Buildings. Said Department
4 of Public Works and Buildings shall construct upon and along said roads dur-
5 able hard-surfaced roadways which will in the judgment of said Department of
6 Public Works and Buildings and its chief highway engineer remain in good con-
7 dition, with low reasonable maintenance cost, until after all of said State bonds
8 have matured. Said hard-surfaced parts of said roads shall be constructed of
9 sufficient widths to meet the requirements of the reasonably expected traffic
10 thereon, such widths, except in extreme cases, to be not less than ten feet nor
11 more than eighteen feet. The old bridges which form parts of the present
12 roads, shall, wherever such bridges are in proper condition, be used in said
13 proposed system. Said Department of Public Works and Buildings shall imme-
14 diately after this Act has been approved by the people and before entering into
15 contracts for the construction of said roads, cause to be made recognizance
16 surveys and maps, plans and specifications of said roads, together with approx-
17 imate estimates of the cost of constructing said roads.

Sec. 8. That said Department of Public Works and Buildings shall divide
2 said roads into convenient sections for construction purposes, and shall make
3 all reasonable efforts to have the entire State-wide system of roads completed

4 within five years after the first construction contracts therefor are awarded.
 5 The construction work shall, so far as practically possible, be commenced in the
 6 different sections of the State at approximately the same time and be carried
 7 on continuously until all work is completed.

Sec. 9. That the general location of the routes upon and along which said
 2 proposed roads are to be constructed shall be substantially as described in this
 3 section, so as to connect with each other, the different communities and the prin-
 4 cipal cities of the State: *Provided, however,* that said Department of Public
 5 Works and Buildings shall have the right to make such minor changes in the
 6 location of said routes as may become necessary in order to carry out the
 7 provisions of this Act: *And, provided, also,* that said Department of Public
 8 Works and Buildings shall not improve hereunder, any road or part thereof
 9 which lies within any incorporated city, town or village in which the building of
 10 State aid roads may be prohibited by the Act of this State entitled, "An Act
 11 to revise the law in relation to roads and bridges," approved June 27, 1913,
 12 and the amendments thereto:

ROUTE NO. 1.

13 Beginning in a public highway at the southern limits of the City of Chicago
 14 and running along such highway in a general southerly direction to Metropolis,
 15 affording Chicago, Chicago Heights, Watseka, Danville, Paris, Marshall, Robin-
 16 son, Lawrenceville, Mt. Carmel, Albion, Carmi, Harrisburg, Vienna, Metropolis
 17 and the intervening communities reasonable connections with each other.

ROUTE NO. 2.

18 Beginning in a public highway near Beloit, Wisconsin, and running along
 19 such highway in a general southerly direction to Cairo, affording Rockford, Ore-
 20 gon, Dixon, Mendota, LaSalle, El Paso, Bloomington, Clinton, Decatur, Pana,
 21 Vandalia, Centralia, Duquoin, Carbondale, Anna, Cairo and the intervening com-
 22 munities reasonable connections with each other.

ROUTE NO. 3.

23 Beginning in a public highway at Morrison and running along such highway
 24 in a general southerly direction to Chester, affording Morrison, Prophetstown,
 25 Moline, Rock Island, Aledo, Monmouth, Macomb, Rushville, Beardstown, Vir-
 26 ginia, Jacksonville, Winchester, White Hall, Jerseyville, Alton, East St. Louis,
 27 Waterloo, Chester and the intervening communities reasonable connections with
 28 each other.

ROUTE NO. 4.

29 Beginning in a public highway at the southwesterly limits of the City of
 30 Chicago and running along such highway in a general southwesterly direction
 31 to East St. Louis, affording Chicago, Joliet, Dwight, Pontiac, Bloomington, Lin-
 32 coln, Springfield, Carlinville, Edwardsville, East St. Louis and the intervening
 33 communities reasonable connections with each other.

ROUTE NO. 5.

34 Beginning in a public highway at the northwesterly limits of the City of
 35 Chicago and running along such highway in a general northwesterly direction
 36 to East Dubuque, affording Chicago, Elgin, Marengo, Rockford, Freeport, Galena,
 37 East Dubuque and the intervening communities reasonable connections with each
 38 other.

ROUTE NO. 6.

39 Beginning in a public highway at the westerly limits of the City of Chicago
 40 and running along such highway in a general westerly direction to Fulton, af-
 41 fording Chicago, Wheaton, Geneva, DeKalb, Rochelle, Dixon, Sterling, Morrison,
 42 Fulton and the intervening communities reasonable connections with each other.

ROUTE NO. 7.

43 Beginning in a public highway at Joliet and running along such highway in
 44 a westerly direction to East Moline, affording Joliet, Morris, Ottawa, LaSalle,
 45 DePue, Princeton, Geneseo, East Moline and the intervening communities rea-
 46 sonable connections with each other.

ROUTE NO. 8.

47 Beginning in a public highway at the Indiana state line east of Sheldon and
 48 running along such highway in a general westerly direction to Mississippi river
 49 opposite Burlington, affording Watseka, Chenoa, Peoria, Galesburg, Mommouth
 50 and the intervening communities reasonable connections with each other.

ROUTE NO. 9.

51 Beginning in a public highway at the Indiana state line east of Hoopeston
 52 and running along such highway in a general westerly direction to Hamilton, af-
 53 fording Hoopeston, Paxton, Bloomington, Goodfield, Peoria, Canton, Macomb,
 54 Carthage, Hamilton and the intervening communities reasonable connections
 55 with each other.

ROUTE NO. 10.

56 Beginning in a public highway at the Indiana state line east of Danville
 57 and running along such highway in a general westerly direction to Jacksonville,
 58 affording Danville, Urbana, Champaign, Monticello, Decatur, Springfield, Jack-
 59 sonville and the intervening communities reasonable connections with each other.

ROUTE NO. 11.

60 Beginning in a public highway at the Indiana state line east of Marshall
 61 and running along such highway in a general southwesterly direction to East St.
 62 Louis, affording Marshall, Greenup, Effingham, Vandalia, Greenville, Highland,
 63 East St. Louis and the intervening communities reasonable connections with each
 64 other.

ROUTE NO. 12.

65 Beginning in a public highway at the Indiana state line east of Lawrence-
 66 ville and running along such highway in a general westerly direction to East St.
 67 Louis, affording Lawrenceville, Olney, Flora, Salem, Carlyle, Lebanon, East St.
 68 Louis and the intervening communities reasonable connections with each other.

ROUTE NO. 13.

69 Beginning in a public highway at Shawneetown and running along such
 70 highway in a general westerly direction to Murphysboro, thence in a northwest-
 71 erly direction to East St. Louis, affording Shawneetown, Harrisburg, Marion,
 72 Carbondale, Murphysboro, Sparta, Belleville, East St. Louis and the intervening
 73 communities reasonable connections with each other.

ROUTE NO. 14.

74 Beginning in a public highway at Carmi and running along such highway
 75 in a general westerly direction to Duquoin, affording Carmi, McLeansboro, Ben-
 76 ton, Christopher, Duquoin and the intervening communities reasonable connec-
 77 tions with each other.

ROUTE NO. 15.

78 Beginning in a public highway at Albion and running along such highway
 79 in a general westerly direction to Belleville, affording Albion, Fairfield, Mt. Ver-
 79½ non, Ashley, Nashville, Okawville, Belleville and the intervening communities rea-
 80 sonable connections with each other.

ROUTE NO. 16.

80½ Beginning in a public highway at Paris and running along such highway
 81 in a general southwesterly direction to Route 4, near Gillespie, affording Paris,
 81½ Charleston, Mattoon, Shelbyville, Pana, Hillsboro, Litchfield, Gillespie and the
 82 intervening communities reasonable connections with each other.

ROUTE NO. 17.

83 Beginning in a public highway at Route No. 1, east of Kankakee and run-
 84 ning along such highway in a general westerly direction to Route No. 2 at We-
 85 nona, affording Kankakee, Dwight, Streator, Wenona and the intervening com-
 86 munities reasonable connections with each other.

ROUTE NO. 18.

87 Beginning in a public highway at the western limits of the City of Chicago
 88 and running along such highway in a southwesterly direction to Princeton, af-

89 fording Chicago, Aurora, Plano, Sandwich, Earlville, Mendota, Princeton and the
90 intervening communities reasonable connections with each other.

ROUTE NO. 19.

91 Beginning in a public highway at the westerly limits of the City of Chicago
92 and running along such highway in a general northwesterly direction to Har-
93 vard, affording Chicago, Barrington, Woodstock, Harvard and the intervening
94 communities reasonable connections with each other.

ROUTE NO. 20.

95 Beginning in a public highway at the northern limits of the City of Chicago
96 and running along such highway in a general northerly direction to the Wiscon-
97 sin state line, affording Chicago, Waukegan, Zion City and the intervening com-
98 munities reasonable connections with each other.

ROUTE NO. 21.

99 Beginning in a public highway at the northerly limits of the City of Chi-
100 cago and running along such highway in a general northwesterly direction to the
101 Wisconsin state line, affording Chicago, Libertyville, Antioch and the interven-
102 ing communities reasonable connections with each other.

ROUTE NO. 22.

103 Beginning in a public highway at the Indiana state line east of Chicago
104 Heights and running along such highway to Lake Forest, affording Chicago
105 Heights, Joliet, Aurora, Geneva, Elgin, Barrington, Lake Forest and the inter-
106 vening communities reasonable connections with each other.

ROUTE NO. 23.

107 Beginning in a public highway at the Wisconsin state line, north of Harvard
108 and running along such highway in a general southerly and southwesterly direc-
109 tion to Streator, affording Harvard, Marengo, Sycamore, DeKalb, Ottawa, Strea-
110 tor and the intervening communities reasonable connections with each other.

ROUTE NO. 24.

111 Beginning in a public highway at Peoria and running along such highway in
 112 a general southerly and southeasterly direction to Pana, affording Peoria,
 113 Springfield, Pana and the intervening communities reasonable connections with
 114 each other.

ROUTE NO. 25.

115 Beginning in a public highway at Kankakee and running along such high-
 116 way in a general southerly direction to Flora, affording Kankakee, Gilman, Pax-
 117 ton, Champaign, Tuscola, Mattoon, Effingham, Flora, and the intervening com-
 118 munities reasonable connections with each other.

ROUTE NO. 26.

119 Beginning in a public highway at Freeport and running along such highway
 120 in a general southerly direction to Dixon, affording Freeport, Polo, Dixon and
 121 the intervening communities reasonable connections with each other.

ROUTE NO. 27.

122 Beginning in a public highway at Polo and running along such highway in
 123 a general westerly direction to Savanna, affording Polo, Mt. Carroll, Savanna
 124 and the intervening communities reasonable connections with each other.

ROUTE NO. 28.

125 Beginning in a public highway at Galesburg and running along such high-
 126 way in a general northeasterly direction to Sheffield, affording Galesburg, Ke-
 127 wanee, Sheffield and the intervening communities reasonable connections with
 128 each other.

ROUTE NO. 29.

129 Beginning in a public highway at Peoria and running in a northerly direc-
 130 tion to DePue, affording Peoria, Chillicothe, Henry, DePue and the intervening
 131 communities reasonable connections with each other.

ROUTE NO. 30.

132 Beginning in a public highway at Chillicothe and running in a northwest-
 133 erly direction to Galva, affording Chillicothe, Wyoming, Galva and the inter-
 134 vening communities reasonable connections with each other.

ROUTE NO. 31.

135 Beginning in a public highway at Canton and running in a southwesterly
 136 direction to Quincy, affording Canton, Lewistown, Rushville, Mt. Sterling, Quincy
 137 and the intervening communities reasonable connections with each other.

ROUTE NO. 32.

138 Beginning in a public highway at Windsor and running in a northerly di-
 139 rection to Cerro Gordo, affording Windsor, Sullivan, Lovington, Cerro Gordo
 140 and the intervening communities reasonable connections with each other.

ROUTE NO. 33.

141 Beginning in a public highway at Effingham and running to Robinson, af-
 142 fording Effingham, Newton, Robinson and the intervening communities reason-
 143 able connections with each other.

ROUTE NO. 34.

144 Beginning in a public highway at Elizabethtown and running to Vienna, af-
 145 fording Elizabethtown, Golconda, Vienna and the intervening communities rea-
 146 sonable connections with each other.

ROUTE NO. 35.

147 Beginning in a public highway at Route No. 2 north of Cairo and extend-
 148 ing in an easterly direction to Mound City, affording Mounds, Mound City and
 149 the intervening communities reasonable connections with each other.

ROUTE NO. 36.

150 Beginning in a public highway at Carthage and running in a southerly and
 151 easterly direction to Winchester, affording Carthage, Quincy, Pittsfield, Winches-
 152 ter and the intervening communities reasonable connections with each other.

ROUTE NO. 37.

153 Beginning in a public highway at Mt. Vernon and extending in a southerly
154 direction to Marion, affording Mt. Vernon, Benton, Marion and the intervening
155 communities reasonable connections with each other.

156 If any available money from any source remains in the State bond road fund
157 after the above described roads are completed and paid for, said Department of
158 Public Works and Buildings shall use such money to construct other similar
159 roads so as to extend said system in such a way as to be of the greatest benefit,
160 in the judgment of said Department of Public Works and Buildings, to the peo-
161 ple of the State.

Sec. 10. That wherever one of the above described roads runs through or
2 into a county over a paved road that has been constructed by such county and the
3 State, jointly, or by such county alone and accepted by the State, then, in such
4 case, said Department of Public Works and Buildings shall, if such paved road
5 is of proper durable hard-surfaced type to make it practicable to do so, utilize
6 such paved road in said State-wide system of roads. If said Department of
7 Public Works and Buildings does utilize and make such a paved road of a county
8 a part of said State-wide system of roads, then, and in that case, the actual cost
9 of said paved road shall be determined, in the manner hereinafter provided for,
10 and an amount of money equivalent to the share of such cost that was paid by
11 such county, shall be set apart and allotted by said Department to such county
12 to be used, at the option of such county, either in the payment of any county
13 bonds issued by such county and used to improve its State aid roads, or in the
14 improvement of any one or more of its improved or unimproved State aid roads,
15 by constructing thereon a durable hard-surfaced road, under the direction and
16 to the satisfaction of said Department of Public Works and Buildings. In de-
17 termining such cost of such a paved road of a county, so utilized in said State-
18 wide system of roads, the chief highway engineer shall make a careful exami-
19 nation of the Department's State Aid Road Records which show the actual cost
20 of all such State aid roads, and present to said Department of Public Works and

21 Buildings, in writing, a statement, approved by the superintendent of highways,
 22 showing the actual cost of such paved road of such county; and the amount of
 23 such cost paid by such county, as shown by said statement, shall be the amount
 24 of money so to be allotted to said county by said Department of Public Works
 25 and Buildings to be used by said county in the manner hereinabove provided for.

Sec. 11. That whenever the making of any part of said proposed improve-
 2 ment, or the locating of a route or any part thereof, or the obtaining of road
 3 building materials for the work provided for herein, will require that private
 4 property be taken or damaged, said Department of Public Works and Buildings,
 5 in its name, shall have the right to purchase the necessary land from the owner
 6 thereof, or if compensation therefor cannot be agreed upon, to have such just
 7 compensation ascertained and to acquire and pay for said property in the same
 8 manner, as near as may be, as provided for in the Act of this State entitled, "An
 9 Act to provide for the exercise of the right of eminent domain," approved
 10 April 10, 1872, and the amendments thereto: *Provided, however,* that said De-
 11 partment of Public Works and Buildings shall not be required, in any case, to
 12 furnish bond.

Sec. 12. That the public highways upon which said roads are being con-
 2 structed shall, during the construction period and continuously thereafter, be
 3 under the jurisdiction and control of said Department of Public Works and Build-
 4 ings, but the duty of maintaining such highways shall rest on the local authori-
 5 ties until said construction work has been completed. No public utility company
 6 or person shall be granted any right, privilege or franchise in, on or along any
 7 such highway without the consent of said Department of Public Works and Build-
 8 ings. After a road in said State-wide system has been completed and taken over
 9 by said Department of Public Works and Buildings said road shall thereafter be
 10 maintained by the State, under and in accordance with the provisions of sec-
 11 tion 32 of article IV of the Act of this State entitled, "An Act to revise the law
 12 in relation to roads and bridges," approved June 27, 1913, and the amendments
 13 thereto.

Sec. 13. That this Act, authorizing the State to contract the debt for the purposes set forth herein and, as an evidence of such debt, to issue bonds of the State of Illinois to the amount of sixty million dollars (\$60,000,000.00), and levying a direct annual tax sufficient to pay the interest annually on such bonds, as such interest shall accrue, and also to pay and discharge the principal of such bonds at par value, as such bonds respectively fall due, shall be submitted to the people of this State at the general election to be held on Tuesday next after the first Monday of November, A. D. 1918; that said Act shall be so submitted on a separate ballot which shall be in substantially the following form:

(Road Improvement Ballot.)

Shall an Act of the General Assembly of the State of Illinois, entitled, "An Act in relation to the construction by the State of Illinois of a State-wide system of durable hard-surfaced roads upon public highways of the State and the provision of means for the payment of the cost thereof by an issue of bonds of the State of Illinois," go into full force and effect?	YES	
	NO	

(This Act, in substance, provides for the construction by the State of Illinois of a State-wide system of durable hard-surfaced roads upon public highways of the State, and for the issue and sale, and the retirement within twenty years from the date of their issue, of \$60,000,000.00 of serial State bonds, bearing interest annually at not to exceed 4%, appropriates said sum to the Department of Public Works and Buildings for such road-building purpose, levies a direct annual tax sufficient to pay said interest annually, as it shall accrue, and also to pay and discharge the principal of said bonds at maturity and also authorizes the use for such purpose of money from other sources of revenue, provides in a general way for the Governor's approval, and also describes the general manner in which said work shall be done and paid for, makes it the duty of the Department of Public Works and Buildings to carry out the main purpose of the Act, describes in a general way the location of the different routes to be improved, provides that if a paved road of a county is used in said State-wide system, such county shall be paid the actual cost of such paved road if the county

25 paid all of such cost or that part of the actual cost paid by the county if the
26 county paid only a part of such cost, the money so paid to a county to be used, at
27 the option of the county, either in the payment of any county bonds issued by
28 the county and used to improve its State aid roads, or in the improvement of
29 one or more of its State aid roads with a durable hard-surfaced road, under the
30 direction and to the satisfaction of the Department of Public Works and Build-
31 ings, gives said department the right to take property under the Eminent Domain
32 Act, provides that the Department of Public Works and Buildings shall have
33 jurisdiction and control of highways during their construction period and con-
34 tinuously thereafter, the duty of maintenance to rest on local authorities until
35 the end of such construction period, prohibits granting franchises in such high-
36 ways to any public utility company or person without consent of said Depart-
37 ment of Public Works and Buildings, provides that the State shall, after a road in
38 said State-wide system has been constructed and taken over by said Department
39 of Public Works and Buildings, maintain such road thereafter under the general
40 State Aid Road Law, provides for the submission of the Act to a vote of the
41 people and for the publication of the Act, and makes the provisions for the pay-
42 ment of the bonds and the interest thereon irrepealable until the debt and in-
43 terest are paid in full, and pledges the faith of the State to the making of such
44 payment, makes publication of the Act notice to the people of its provisions and
45 provides against the will of the people being defeated by the negligence of any
46 officer or person.)

47 That this question shall be so submitted at said general election and said
48 election on said question shall be held and returns thereof be made, where
49 not otherwise provided herein, at the same time and in the same manner and by
50 the same officials, as in the case of the election of State officers and in accord-
51 ance, as near as may be, with the provisions of the general election laws of this
52 State; that the Secretary of State is hereby authorized, empowered and directed
53 to certify to the county clerk of each county, the form of said ballot and also to
54 take every step required by this Act and by the general election laws of this State

55 to be taken in such cases; that the respective persons whose duty it is, under
 56 the general election laws of this State, to cause notices of election to be given
 57 and ballots to be printed, and the elections to be held and the results thereof to
 58 be ascertained and declared, are hereby authorized, empowered and directed to
 59 take every step required by the statutes of this State to be taken in such cases,
 60 so as to cause this question to be properly submitted to the people of this State.

Sec. 14. That the Secretary of State be, and he is hereby, authorized, em-
 2 powered and directed to cause publication of this Act to be made, once each
 3 week, for three months at least before the vote of the people shall be taken upon
 4 such Act; and that such publication shall be made in at least two daily news-
 5 papers, one of which shall be published in the City of Springfield and one in the
 6 City of Chicago.

Sec. 15. That the provisions in this Act for the payment of the principal of
 2 said bonds at maturity and of the interest thereon annually, as it shall accrue,
 3 by a direct annual tax which has been levied herein for said purpose, or from
 4 other sources of revenue appropriated for that purpose, shall be irrevocable
 5 until such debt and interest be paid in full, and for the making of such payment
 6 the faith of the State of Illinois is hereby pledged.

Sec. 16. That the publication of this law in the above mentioned news-
 2 papers and in the Session Laws of Illinois is hereby declared to be due notice
 3 to the people of this State of the provisions of this law and of its submission
 4 to them and that if this law receives at said general election the required ma-
 5 jority of votes, then the will of the people so expressed or attempted to be so
 6 expressed shall not be defeated nor set aside on account of the failure, negli-
 7 gence or carelessness of any officer, or person, in the performance of his duty.
 8 but the law shall immediately go into full force and effect.



1 Introduced by Mr. Boyer, March 8, 1917.

2 Read by title, ordered printed and referred to Committee on Public Utilities and
Transportation.

A BILL

For an Act prescribing fees for the issuance of stocks, bonds, and other evidences
of indebtedness.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the commission created by an Act
3 entitled, "An Act to provide for the regulation of public utilities," approved
4 June 30, 1913, in force July 1, 1914, shall charge the following fees for granting
5 permission to issue stocks, stock certificates, bonds, notes and other evidences of
6 indebtedness:

7 (a) Ten cents for every \$100 par value of stock, or stock certificates, of
8 every public utility being a company or corporation organized under the laws
9 of the State of Illinois;

10 (b) Ten cents for every \$100 par value up to \$1,000,000; 5 cents for every
11 \$100 par value in excess of \$1,000,000 up to \$10,000,000; and 1 cent for each ad-
12 ditional \$100 par value, of the issue of bonds, notes and other evidences of in-
13 debtedness authorized by said commission to be issued by any public utility
14 under said Act.

15 The fees provided for in this section shall be paid into the State treasury
16 before any such stock, stock certificates, bonds, notes or other evidences of in-
17 debtedness shall be issued: *Provided, however,* that no charge shall be made by
18 the commission for granting permission to guarantee bonds or other securities,
19 or when any issue of stock, stock certificates, bonds, notes or other evidences of
20 indebtedness is made for the purpose of converting, exchanging, taking over, re-
21 funding, discharging, or retiring any stock, stock certificates, bonds, notes or
22 other evidences of indebtedness, except where such stock, stock certificates,
23 bonds, notes or other evidences of indebtedness are issued either for the purpose
24 of converting, exchanging, taking over, refunding, discharging, or retiring any
25 note or notes, or renewal thereof, issued without the consent of the commission,
26 as provided in section 21 of this Act, or for the purpose of converting, exchang-
27 ing, taking over, refunding, discharging or retiring any bonds, notes or other
28 evidences of indebtedness issued prior to the enactment of this Act, in which
29 latter case an amount equal to 1 cent for every \$100 of such securities shall
30 be charged by the commission, and paid into the State treasury in the manner
31 aforesaid.

Sec. 2. Section 31 of article III of said Act is hereby repealed.



- 1 Introduced by Mr. Reaugh, March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act concerning fees and salaries and to classify the several counties of this State with reference thereto," approved March 29, 1872, in force July 1, 1872, as subsequently amended, by amending section 20 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act concerning fees and salaries and to classify the several counties of this State with reference thereto," approved March 29, 1872, in force July 1, 1872, as subsequently amended, be and the same is hereby amended by amending section 20 thereof, so that the said section when amended shall read as follows:

7 Sec. 20. For administering oaths and signing jurat, when not taking evi-
8 dence or depositions, ten cents. For taking acknowledgment or proof of any
9 deed, or written instrument, twenty-five cents. For taking depositions and
10 certifying, for every one hundred words, fifteen cents. For taking and report-
11 ing testimony under order of court, the same fee as for taking depositions. For
12 computing the amount due on which to render a decree, and making a report

13 thereof to the court, where no oral evidence is taken, two dollars. For examining
 14 questions of law and fact in issue by the pleading, and reporting conclusions,
 15 whenever specially ordered by the court, a sum not exceeding ten dollars. For
 16 making sales and deeds thereon, the same fees and allowances as sheriffs; but in
 17 no suit or other proceeding shall such fee and commission exceed two hundred
 18 dollars. For making a deed alone, on other cases, when required by order or de-
 19 cree of court, three dollars. For report of sale in every suit or proceeding when
 20 a sale is had, two dollars. For hearing and deciding application for writs of
 21 *ne exeat* or injunction, to be advanced by the complainant and taxed with costs,
 22 five dollars. For ordering, or refusing to order, a writ of habeas corpus or
 23 certiorari, one dollar. And no other fee or allowance whatever shall be made
 24 for services by masters in chancery: *Provided, that in any case where a special*
 25 *master in chancery has been appointed, and no sale of the property involved is*
 26 *made, he shall receive for his services such compensation as shall be fixed by the*
 27 *court and taxed as other costs in the case, and for the purpose of fixing compen-*
 28 *sation, the court may hear testimony as to the services performed by such*
 29 *special master in chancery. But in all other cases a special master in chan-*
 30 *cery shall receive for his services the same fees as those allowed by law to*
 31 *the master in chancery.*

32 In counties of the third class, masters in chancery may receive for exam-
 33 ination questions in issue referred to them, and reporting conclusions thereon,
 34 and also in cases where the defendants are in default but under the order of
 35 reference the master is required to find and report conclusions, such compensa-
 36 tion as the court may deem just; and for services not enumerated above in this
 37 section and which have been and may be imposed by statute or special order, they
 38 may receive such compensation as the court may allow. The court may also in-
 39 clude as a part of such master's fees a reasonable allowance not to exceed fif-
 40 teen cents per hundred words for stenographer's services in cases where the mas-
 41 ter shall certify that a stenographer was necessarily employed, and shall attach
 42 to his report a certified copy of the testimony taken by such stenographer.



- 1 Introduced by Mr. Carpenter, March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

A BILL

For an Act to amend an Act entitled, "An Act to revise the law in relation to township insurance companies," approved March 24, 1874, in force July 1, 1874, as subsequently amended, by amending section 8 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to revise the law in relation to township insurance companies," approved March 24, 1874, in force July 1, 1874, as subsequently amended, be and is hereby amended by amending section 8 thereof to read as follows:

Sec. 8. Such companies may issue policies only on detached dwellings, barns (except livery, boarding and hotel barns) and other farm buildings, school houses and churches, and such property as may be properly contained therein; also other property on the premises and owned by the insured; also live stock (hay and grain in the stack) on the premises of the insured, and anywhere in the territory of the company for any time not exceeding five years and not to extend beyond the limited duration of the charter, and for an amount not to exceed \$7,500.00 on any one risk. Said policies may cover loss of, or damage to, live

14 stock, harness, and vehicles, temporarily taken from the territory of the com-
15 pany: *Provided*, said live stock, harness and vehicles be not removed to exceed
16 twenty-five miles from the territory of the company. All persons so insured
17 shall give their obligations to the company, binding themselves, their heirs and
18 assigns, to pay their *pro rata* share to the company of the necessary expenses
19 and of all losses by fire or lightning which may be sustained by any member
20 thereof during the time for which their respective policies are written and they
21 shall also, at the time of effecting the insurance, pay such percentage in cash
22 and such other charge as may be required by the rules and by-laws of the com-
23 pany.



- 1 Introduced by Mr. Carpenter, March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

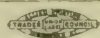
A BILL

For an Act to amend an Act entitled, "An Act to organize and regulate county fire insurance companies," approved June 2, 1877, in force July 1, 1877, as subsequently amended, by amending section 8 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: That an Act entitled, "An Act to organize and regulate county fire insurance companies," approved June 2, 1877, in force July 1, 1877, as subsequently amended, be and is hereby amended by amending section 8 to read as follows:*

Sec. 8. Such companies may issue policies only on detached dwellings, barns (except livery, boarding and hotel barns), and other farm buildings, school houses and churches and such property as may be properly contained therein; also other property on the premises and owned by the insured; also live stock (hay and grain in the stack) on the premises of the insured, and anywhere in the territory of the company for any time not exceeding five years and not to extend beyond the limited duration of the charter, and for an amount not to exceed \$7,500.00 on any one risk. Said policies may cover loss of, or damage to, live

14 stock, harness and vehicles temporarily taken from the territory of the company:
15 *Provided*, said live stock, harness and vehicles be not removed to exceed twenty-
16 five miles from the territory of the company. All persons so insured shall give
17 their obligations to the company, binding themselves, their heirs and assigns,
18 to pay their *pro rata* share to the company of the necessary expenses and of all
19 losses by fire or lightning which may be sustained by any member thereof dur-
20 ing the time for which their respective policies are written and they shall also,
21 at the time of effecting the insurance, pay such percentage in cash and such
22 other charge as may be required by the rules and by-laws of the company.



- 1 Introduced by Mr. Wagner, March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to authorize the levying of special assessments upon lands, railroads, public highways and municipal corporations situate within any drainage district so as to provide the funds necessary to pay the cost of construction for benefits that shall have been conferred by the construction of any work of improvement, without special assessments having been legally levied prior thereto, and providing for the issuance of bonds payable out of such special assessments, authorized by this Act to be levied.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That authority is hereby given to the
3 commissioners of any drainage district organized under any law of the State of
4 Illinois within which there shall have been heretofore, at the request of such
5 commissioners, made or constructed in good faith any work of improvement, and
6 as a result of which the lands, railroads, public highways and municipal cor-
7 porations within such district, or any part thereof, have been benefited, but prior
8 to the construction of which improvements special assessments had not been
9 legally levied thereon, to cause special assessments to be levied upon such of

10 the lands, railroads, public highways and municipal corporations within any such
11 drainage district after such improvement shall have been made as shall have
12 been benefited thereby for the amount of the cost of such improvement, but not
13 in excess of the benefits, in the manner hereinafter provided.

Sec. 2. The amount of the cost of any such improvement so made shall be
2 ascertained and determined by the commissioners of such drainage district and
3 shall be equitably apportioned by them between the different lots, parcels of
4 land, railroads, and public highways and municipal corporations within the
5 drainage district, or such part thereof, according to the benefits conferred upon
6 the respective lots, parcels of land, railroads, and public highways and municip-
7 al corporations, which determination and apportionment shall be evidenced by
8 an appropriate resolution of the commissioners and in determining the cost the
9 commissioners may include interest at not to exceed six per centum (6%) per
10 annum on the amount of cost of such improvement from the time any such bene-
11 fits shall have been actually conferred by the construction of such improve-
12 ments. The resolution so adopted shall thereupon be spread upon the records
13 of the commissioners and shall indicate the manner in which the commissioners
14 have equitably apportioned the amount of the cost based wholly upon the bene-
15 fits, between the different lots, parcels and tracts of land, railroads, public high-
16 ways and municipal corporations within such district according to the propor-
17 tions of benefits, if any, that it has been found and determined by the commis-
18 sioners accrue to such lands, respectively, and the commissioners shall include as
19 a part of such resolution an assessment roll, indicating the names of the re-
20 spective owners of the different pieces of property assessed (if known to the
21 commissioners), the legal descriptions of the lots, parcels and tracts of land, so
22 assessed, and the respective amounts indicated by dollars and cents of such as-
23 sessment, as they are proposed to be apportioned, and any part of any pre-
24 vious assessment for said improvement that may have been paid on account
25 thereof. The commissioners shall also include therein all railroads, public high-

ways and municipal corporations to be affected by the proposed work, and the amount of benefits assessed, if any, accruing to the tracts or right of way of said railways and public highways and roads, and the streets and alleys of such municipal corporations.

Sec. 3. After the resolution above provided for shall have been adopted by the commissioners, they shall cause a petition to be filed in the county court of the county in which such drainage district, or the greater part thereof lies, praying the court to fix a date for a hearing by the court for the purpose of finally determining whether or not said improvement is of advantage to the property proposed to be assessed, the total cost of such improvement, and the equitable apportionment of such cost between the properties based upon the benefits of the respective lots, parcels of land, railroads, and public highways and municipal corporations in such drainage district which have been assessed therefor by the commissioners. With the petition to be so filed there shall also be filed a copy of such resolution of the commissioners, and thereupon the court shall fix a date for a hearing before the court, and a notice of the hearing hereinafter provided for shall be published by at least two insertions in a newspaper or newspapers printed or published in each county in which the district, or any part thereof, is located, which notice shall be regarded as sufficient, if the first publication thereof shall not be less than ten (10) days prior to the date fixed for such hearing, and the last insertion not less than three (3) days after the first insertion. All interested persons desiring to object either to whether or not said improvement is of advantage to the property proposed to be assessed to the amount determined by the commissioners to be the total cost sought to be charged upon the lands within the district, or its apportionment as to any individual assessment, or any credit of payment that should be allowed may be heard and shall at any time before the time fixed for such hearing, file objections, in writing, with the clerk of the county court indicating the description of the property assessed as to which such objection is filed, the nature of the interest of the

26 objector therein, and the nature of the objection desired to be raised. As to all
27 property to which no objection shall be so filed the assessment may be confirmed
28 without any further proceedings. After such notice shall have been given and
29 at the time fixed for the hearing, or at any time thereafter, the court shall pro-
30 ceed in a summary manner, to hear and determine whether the cost of the im-
31 provement and the apportionment thereof are just and equitable, and the re-
32 spective lots, parcels of land, railroads, public highways and municipal corpora-
33 tions in such drainage district assessed no more than the benefits received by
34 such improvement, and the said resolution and assessment roll shall be accepted
35 as *prima facie* evidence as to all matters authorized by this Act to be therein
36 contained as to all interested parties not filing objections, as well as upon the
37 hearing of said cause. After having fully heard and considered all of the evi-
38 dence that shall have been submitted relating to the objections that shall have
39 been filed as to whether or not said improvement is of advantage to the property
40 proposed to be assessed to the total cost of such improvement, or the apportion-
41 ment of the total cost and the benefits to respective lots, parcels of land, rail-
42 roads, public highways and municipal corporations in such drainage district,
43 between the different lots, parcels and tracts of land, railroads, public highways
44 and municipal corporations, assessed, the court shall either approve the assess-
45 ment roll as prepared by the commissioners or shall make whatever changes may
46 be concluded necessary, whether as to the total amount of cost of the improve-
47 ment, but not in excess of the benefits, or the apportionment thereof between
48 the different lots, parcels or tracts of land, railroads, public highways and munic-
49 ipal corporations within said district in accordance with the provisions of this
50 Act and what justice shall require, and the court in fixing the apportionment of
51 the cost of the improvement (not in excess of the benefits) between the different
52 pieces of property, shall make allowance for any part of any illegal assessment
53 that may have been theretofore levied and paid on account thereof, but no fur-
54 ther notice shall be required than the notice hereinbefore required to be given
55 and all persons interested shall be concluded by the determination of the court

56 in respect thereto, and such determinatio as well as the determination as to
57 whether the notice required by this Act to be given has been duly given, shall
58 for all purposes be considered final and conclusive and in all respects binding
59 upon the different properties so assessed, but subject nevertheless to the right
60 of appeal and writ of error provided for by law.

Sec. 4. The notice hereinbefore required to be given by the commissioners
2 prior to the hearing above provided for shall state the time and place for such
3 hearing and shall be directed "To Whom It May Concern," and the form there-
4 of shall include a copy of the assessment roll, which notice shall be published as
5 above provided.

Sec. 5. As soon as the said assessment shall have been confirmed, whether
2 with or without correction, except as is hereinafter provided, it may be paid
3 within thirty (30) days of the date of such confirmation, without interest, but
4 interest shall be payable on each of the respective assessments after the expira-
5 tion of said thirty (30) days, at the rate of six per centum (6%) per annum. The
6 clerk of the county court of the county in which such district was organized
7 shall record the assessment roll and extend the assessment, as confirmed, and ap-
8 portioned, for the respective amounts shown by the order of court to have been
9 assessed and the interest thereon against the different lots, parcels or tracts of
10 land, railroads, public highways and municipal corporations, assessed respective-
11 ly: *Provided, however*, where the lands of said district lie in two or more coun-
12 ties, the clerk of the county court in which said proceedings were had, shall forth-
13 with, after the entering of the order of court confirming said assessment, send a
14 duly certified copy of said assessment roll as confirmed, to the county clerk of
15 any other county or counties in which any of the lots, parcels and tracts of
16 land, railroads, public highways and municipal corporations in the drainage dis-
17 trict assessed may lie, showing the descriptions of such lands assessed in such
18 other county or counties, and it shall thereupon be the duty of such clerk to
19 record such list in a record in his office and properly note or index the fact of

20 such levy against each lot, parcel and tract of land, railroad, public highway and
21 municipal corporation so assessed, and the county clerk of each of the counties
22 in which property has been assessed shall annually extend the same, including
23 the interest payable thereon, on the proper collector's books, in proper columns,
24 the same as though the whole proceedings and district were in his county. And
25 the amounts so extended shall, as nearly as practicable, be collected at the same
26 time and in the same manner as other taxes on like property and be paid over
27 by the party collecting to the treasurer of the drainage district, in the same
28 time and manner as taxes collected are required to be paid to treasurers of
29 municipal corporations.

30 At any time after such assessment has been confirmed, the county court shall
31 order that the assessment be paid within such further time, in installments, in
32 such amounts and at such times as will, in the judgment of the court, be best.
33 As nearly as it shall be practicable, in any case in which an assessment shall
34 have been made before the adoption of this Act for such improvement and shall
35 be found to be illegal, the court shall order that the assessment be paid, so as to
36 become payable in strict conformity with the requirements of the law and as was
37 contemplated in the original assessment proceedings that have been found to be
38 illegal, and payment thereon shall be ordered to be made in accordance therewith.
39 The clerk of the county court shall duly certify to the county clerk of each other
40 county in which the drainage district lies, the amounts, including interest thereon
41 and dates on which such assessment has been made payable, and such county
42 clerks shall annually extend each of such installments of principal and interest
43 in like manner that the entire assessment, had it not been made payable in
44 installments, is required to be extended. The amount of such assessment, as
45 apportioned, and the installments thereof, that shall from time to time remain
46 unpaid, with the interest thereon, shall be liens upon the lots, parcels and tracts
47 of land, railroads, public highways and municipal corporations, respectively, as-
48 sessed, from the date of confirmation until paid, and shall draw interest at the
49 rate of six per centum (6%) per annum from the expiration of thirty (30) days

50 after the date the assessment shall have been confirmed by the county court until
51 paid, and such interest shall be enforced as a part thereof: *Provided, however,*
52 any property owner shall have the right to pay in full that part of any such
53 assessment apportioned against his property without interest, if paid within
54 thirty (30) days of the date of such confirmation.

Sec. 6. The commissioners of such drainage districts, after the county court
2 shall have entered an order making the amounts payable in installments as pro-
3 vided for in the previous section of this Act, are hereby authorized to borrow
4 money on any such assessments so levied and made payable in installments and
5 which shall be unpaid at the time of borrowing, and may secure such loan by the
6 issuance of bonds of the district bearing interest at not to exceed six per
7 centum (6%), payable either annually or semi-annually and represented by in-
8 terest coupons, as they shall determine. Such bonds and the interest thereon
9 shall be made to become due and payable at such time or times as shall be desig-
10 nated by the commissioners with reference to the time or times of payment fixed
11 at which the installments of the assessment shall have been ordered to become
12 payable: *Provided,* same shall be done subject to the approval of the county
13 court. Bonds issued as authorized hereby and interest coupons shall be in such
14 form and be executed as said commissioners shall determine, and the commission-
15 ers shall not be held personally liable for the moneys so borrowed but the
16 bonds and interest coupons shall constitute a lien upon the assessment or as-
17 sessments, levy or levies on account of which they shall have been issued for the
18 repayment of the principal and interest of said bonds.

Sec. 7. The action of a majority of the commissioners under any of the pro-
2 visions of this Act shall be construed and regarded as sufficient and binding.

Sec. 8. All laws and parts of law of this State which are now in force or
2 which shall be enacted in the year 1917 or thereafter, and which can be adapted
3 or made applicable to the levy and collection of special assessments in drainage
4 districts, and the issuance of bonds payable out of assessments levied which

5 shall not be inconsistent with the provisions of this Act, shall be and they are
6 here'y made applicable to the levy and collection of the assessments and the
7 issuance of bonds authorized by this Act.

Sec. 9. The provisions of this Act shall not be construed to be a repeal of
2 any other existing provision of law, except only in so far as the same shall be
3 found to be irreconcilably in conflict therewith, but the provisions and remedies
4 provided for by this Act shall be regarded as cumulative to any other existing
5 provisions of law.

Sec. 10. If this Act, or any section, subdivision, sentence or clause there-
2 of, is for any reason held invalid or unconstitutional, such decision or holding
3 shall not affect the validity of the remaining portions of this Act or the remain-
4 ing portions which can be given effect without such invalid part.

Sec. 11. Whereas, an emergency exists, therefore this Act shall be in force
2 from and after its passage and approval.



1 Introduced by Mr. Flagg, March 8, 1917.

2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to amend sections three and six of an Act entitled, "An Act creating the Illinois Farmers' Institute," approved June 24, 1895, in force July 1, 1895, and Acts amendatory thereto.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That sections three and six of an Act en-
3 titled, "An Act creating the Illinois Farmers' Institute," approved June 24,
4 1895, in force July 1, 1895, as subsequently amended, be, and the same are hereby
5 amended so as to read as follows:

Sec. 3. The affairs of the Illinois Farmers' Institute shall be managed by a
2 board of directors, consisting of:

- 3 1. State Superintendent of Public Instruction.
- 4 2. *Dean of the College of Agriculture of the University of Illinois.*
- 5 3. President of the State Board of Agriculture.
- 6 4. President of the State Horticultural Society.
- 7 5. President of the State Dairymen's Association, and one member from
8 each congressional district of the State, to be selected by the delegates from the

9 district present at the annual meeting of this organization: *Provided*, that the
 10 members first selected from the congressional districts of even numbers shall
 11 serve for one year, and the members first selected from the congressional dis-
 12 tricts of odd numbers shall serve for two years, and that the members selected
 13 thereafter to fill the expired terms of office shall serve for the period of two
 14 years: *Provided, further, that not more than three directors shall be selected*
 15 *from any one county.*

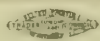
Sec. 4. (As amended and approved June 10, 1909.) The board of directors
 2 of the Illinois Farmers' Institute shall have sole care and disposal of all sums
 3 that may be appropriated by the State to sustain the organization, and shall
 4 expend the same in such manner as in their judgment will best promote the
 5 interests in useful education among the farmers and develop the agricultural
 6 resources of the State. The Illinois Farmers' Institute shall make annual report
 7 to the Governor of its transactions, which report shall include papers pertaining
 8 to its work and addresses made at the annual meeting of the organization, and a
 9 classified statement of all money received and of all expenditures made, and fifty
 10 thousand (50,000) copies of such report shall be printed and bound in cloth on
 11 or before September 1 of each fiscal year, three-fourths for the use of the Illinois
 12 Farmers' Institute, and the remainder to the Secretary of State for distribution.
 13 It shall make no appropriation without funds in hand to meet the same, and
 14 the State of Illinois shall in no event be held liable or responsible for debt, obli-
 15 gation or contract made by the Illinois Farmers' Institute or its board of
 16 directors.

Sec. 5. There shall be held annually, under the direction of the board of
 2 directors, between October 1 and March 1, following of each year, a public meet-
 3 ing of the delegates from county farmers' institutes and of farmers of this State
 4 at such time and place as may be determined by the board of directors, of not
 5 less than three (3) days' duration, which meeting shall be held for the purpose
 6 of developing the greater interest in the cultivation of crops, in the care and

7 breeding of domestic animals, in dairy husbandry, in horticulture, in farm drain-
8 age, in improved highways and general farm management through and by means
9 of liberal discussion of these and kindred subjects and any citizen may take
10 part in these meetings, but only duly elected and accredited delegates from
11 county farmers' institutes shall be permitted to vote in the election of the board
12 of directors.

Sec. 6. (As amended and approved May 15, 1903.) The members of each
2 new board of directors shall enter upon their duties the second Tuesday after
3 their election, and hold their offices for one or two years, as provided in section
4 3, or until their successors are elected and enter upon their duties. The board
5 of directors shall have power to fill vacancies in the board. It shall organize
6 by the election of a president, vice president, treasurer and secretary, who shall
7 hold their offices for one year, their term of office to begin July 1 following their
8 election. It shall employ such superintendents, speakers and clerks as may be
9 deemed proper for organizing and conducting the work of the Illinois Farmers'
10 Institute, and provide for their compensation by the rules of the board of
11 directors. The secretary and treasurer may be other than members of the board
12 of directors. *The salary of the secretary shall be fixed by the board of directors,*
13 *not to exceed three thousand dollars (\$3,000.00) a year, payable in monthly in-*
14 *stallments.*

15 The Auditor of Public Accounts is hereby authorized to draw his warrants
16 on the State Treasurer monthly for the salary of the secretary of the Illinois
17 Farmers' Institute, as herein provided, payable out of any funds in his hands
18 not otherwise appropriated.



- 1 Introduced by Mr. Flagg, March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making an appropriation for the Illinois farmers' institute and county farmers' institutes for the years 1917 and 1918.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
represented in the General Assembly: That there be and hereby is appropriated
to the Illinois farmers' institute for the fiscal years beginning July 1, 1917, and
July 1, 1918, the total sum of sixty-two thousand three hundred eighty dollars
(\$62,380.00), as follows:

For salary of two stenographers.....	\$2,000.00 per annum
For salary of messenger.....	1,000.00 per annum
For salary of secretary of department of household science and general field worker.....	1,500.00 per annum
For salary of secretary.....	3,000.00 per annum
For postage.....	700.00 per annum
For typewriter, multigraph and photo supplies.....	100.00 per annum
For towels, water and ice.....	50.00 per annum
For typewriter.....	90.00 per annum
For express.....	600.00 per annum

16	For freight and drayage.....	200.00 per annum
17	For telephone.....	100.00 per annum
18	For telegraph.....	50.00 per annum
19	For printing and engraving.....	450.00 per annum
20	For reporting proceedings of institutes and transcripts of	
21	same	600.00 per annum
22	For contingency.....	100.00 per annum
23	For the per diem and necessary expenses of expert judges,	
24	instructors and speakers furnished by the board of di-	
25	rectors for county farmers' institutes, farmers' short	
26	courses in agriculture, farmers' study clubs, and for the	
27	necessary expenses in promoting the development of the	
28	farmers' institute work throughout the State.....	8,000.00 per annum
29	For the actual expenses of the members of the board of di-	
30	rectors and officers of the Illinois farmers' institute in the	
31	performance of their duties as such members and officers,	
32	for the expenses of the district conferences, and the ex-	
33	penses of the State institute meetings.....	5,000.00 per annum
34	For the purpose of holding one or more farmers' institute	
35	meetings in each of the 102 counties of the State, the	
36	sum of seventy-five dollars (\$75.00) each per annum....	7,650.00 per annum
37	And the said farmers' institute meetings shall be held at such times and	
38	at such places in each county as may be agreed upon by the county farmers'	
39	institute officers and the director of the congressional district.	
40	The authority doing the public printing and binding shall provide all need-	
41	ful books, papers, stationery and printing on requisition by the secretary of the	
42	Illinois farmers' institute.	

Sec. 2. If the officers of a county farmers' institute fail to arrange for and
hold farmers' institute meetings as provided for in this Act, the board of di-
rectors of the Illinois farmers' institute through its officers and assistants, may

4 plan, promote, furnish instructors for, and hold such meetings in said county
5 as in the judgment of the board of directors may be beneficial to the agricul-
6 tural interests of said county; the expense of said meetings shall be paid out of
7 any funds available for that purpose.

Sec. 3. On the order of the president of the county farmers' institute, ap-
2 proved by the director of the congressional district, the secretary of the Illi-
3 nois farmers' institute shall draw his warrant on the treasurer of the Illinois
4 farmers' institute for the said seventy-five dollars (\$75.00) and deliver it to the
5 treasurer of the county farmers' institute: *Provided*, that the officers of said
6 county farmers' institute shall, when issuing said order, file with the secretary
7 of the Illinois farmers' institute a sworn statement which shall show that the
8 said county institutes have held one or more duly advertised public sessions an-
9 nually in accordance with such rules as are prescribed by the board of directors
10 of the Illinois farmers' institute: *Provided, further*, that if the necessary ex-
11 penses of a county farmers' institute shall not equal the sum of seventy-five dol-
12 lars (\$75.00) as shown by receipted vouchers submitted with the aforesaid sworn
13 statement, the said warrant shall be drawn only for the sum expended, and final
14 report made to the Governor as provided by law.

Sec. 4. No officer or officers of a county farmers' institute shall be entitled
2 as such officer or officers to receive any moneyed compensation for any service
3 rendered the same.

Sec. 5. In accordance with the provisions of section 4 of an Act entitled,
2 "An Act creating the Illinois farmers' institute," approved July 1, 1895, and
3 subsequent amendments thereto, the Auditor of Public Accounts is hereby author-
4 ized and instructed to draw his warrants on the State Treasurer for the sums
5 herein specified, in favor of the treasurer of the Illinois farmers' institute, and
6 deliver the same to him upon requisition for same, signed by the president and
7 the secretary of said Illinois farmers' institute, and the State Treasurer shall
8 pay the same out of any money in the State treasury appropriated for the pur-
9 poses of said Act as amended.



1 Introduced by Mr. Flagg, March 8, 1917.

2 Read by title, ordered printed and referred to Committee on Temperance.

A BILL

For an Act to amend section 6 $\frac{1}{2}$ of an Act entitled, "An Act to provide for the licensing of, and against the evils arising from the sale of intoxicating liquors," approved March 30, 1874, in force July 1, 1874, as amended by subsequent amendatory Acts.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section 6 $\frac{1}{2}$ of an Act entitled, "An Act to provide for the licensing of, and against the evils arising from the sale of intoxicating liquors," approved March 30, 1874, in force July 1, 1874, as amended by subsequent amendatory Acts, be and the same is hereby amended so as to read as follows:

7 Sec. 6 $\frac{1}{2}$. *BUYING OR PROCURING FOR A MINOR OR FOR TREATING PURPOSES.] Every*
8 *person, whether the keeper of a dram shop or not, who shall buy or in any*
9 *manner procure or aid in procuring any wine, rum, brandy, gin, whiskey, lager*
10 *beer, hard cider, alcohol, or other vinous, malt, spirituous, fermented or mixed*
11 *liquor, or any intoxicating liquor for any minor, without the written order of*
12 *such minor's parents, guardian or family physician, or shall so procure or aid in*

13 procuring any of said liquors for any person intoxicated, or who is in the habit
14 of getting intoxicated, *or shall, by himself or his agent directly or indirectly sell*
15 *or furnish any of the above named liquors, upon the premises of any dramshop,*
16 *to any person to be given or furnished by such person to another to drink upon*
17 *the premises of such dramshop or in or upon any adjacent room, building, yard,*
18 *street, alley or place of public resort, or permit any such liquors to be drank by*
19 *any person other than the purchaser thereof upon the premises of such dram*
20 *shop* shall, for each such offense be fined not less than twenty dollars nor more
21 than one hundred dollars or confined in the county jail not less than ten nor more
22 than thirty days or both in the discretion of the court.



- 1 Introduced by Mr. Robbins, March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

A BILL

For an Act to amend section 218 of an Act entitled, "An Act for the assessment of property and for the levy and collection of taxes," approved March 30, 1872, in force July 1, 1872, with Acts amendatory thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section 218 of an Act entitled, "An Act for the assessment of property and for the levy and collection of taxes," approved March 30, 1872, in force July 1, 1872, with amendments amendatory thereof, be and the same is hereby amended to read as follows, to-wit:

6 Sec. 218. In case any person shall be compelled to publish such notice in a
7 newspaper, then, before any person who may have a right to redeem such lands
8 or lots from such sale shall be permitted to redeem, he shall pay the officer or
9 person who by law is authorized to receive such redemption money, the amount
10 paid for printer's fee for publishing such notice, for the use of the person com-
11 pelled to publish such notice as aforesaid: The fee for such publication shall not
12 exceed \$3.00 for each notice containing one tract and \$1.00 for each additional
13 tract contained in such notice.



- 1 Introduced by Mr. Sonnemann, March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on Public Utilities and
Transportation.

A BILL

For an Act to amend an Act entitled, "An Act to regulate the size and manner of construction of all caboose cars used by any person, or receiver, or corporations operating a line of railroad situated in whole or in part within the State of Illinois and providing a penalty in the event of failure," approved June 15, 1909, in force July 1, 1909.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to regulate the size and manner of construction of all caboose cars used by any person, or receiver, or corporations operating a line of railroad situated whole or in part within the State of Illinois and providing penalty in the event of failure," be and the same is amended so as to read as follows:

Sec. 2. Be it enacted by the people of the State of Illinois represented in General Assembly that it shall be unlawful for any person or persons or corporations or the receiver of said person or corporation operating a line of railroad situated whole or in part in the State of Illinois to use or permit the use

11 of any caboose cars unless such caboose car shall be thirty (30) feet in length,
12 exclusive of platform and shall be provided with a door in each end thereof and
13 with a cupola of a standard Master Car Builders' make with platforms not less
14 than thirty (30) inches in length and steps full width of the car. Said car shall
15 be equipped with guard rails, grab irons and shall be equipped with a steel
16 underframe of the same size and strength adopted by the Master Car Builders'
17 Association for freight cars of one hundred thousand capacity, and with an under-
18 clearance of at least eight (8) inches above the rail.

19 Sec. 3. Any person, receiver or corporation, operating a line of railroad
20 situated in whole or in part in this State, violating any of the provisions of sec-
21 tion two of this Act, shall be deemed guilty of a misdemeanor and upon convic-
22 tion thereof, shall be fined not less than one hundred (\$100.00) dollars nor more
23 than five hundred (\$500.00) dollars, for each offense.

24 It shall be the duty of the State Public Utilities Commission, upon the com-
25 plaint of any citizen of the State of Illinois, to enforce the provisions of this Act.

26 Sec. 4. All the Acts or part of the Acts in conflict herewith are hereby re-
27 pealed.

- 1 Introduced by Mr. Tuttle, March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on Roads and Bridges.

A BILL

For an Act to amend an Act entitled, "An Act to revise the law in relation to roads and bridges," approved June 27, 1913, in force July 1, 1913, as subsequently amended, by amending section fifty-five (55) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to revise
3 the law in relation to roads and bridges," approved June 27, 1913, in force July
4 1, 1913, as subsequently amended, be and the same is hereby amended by amend-
5 ing section fifty-five (55) thereof to read as follows:

6 Sec. 55. At their annual meeting to be held on the second Tuesday after
7 the annual town meeting or district election in each year, each board of highway
8 commissioners shall make out a list of able-bodied men in their town or district
9 between the ages of twenty-one (21) and fifty (50) years and deliver the same to
10 the town or district treasurer on or before the first day of May in each year, and
11 assess at such meeting against such person upon such list a sum not less than
12 one (1) nor more than three (3) dollars, as a poll tax for highway purposes, to
13 be paid in cash to such treasurer by the first Monday of June of each year:

14 *Provided*, that paupers, idiots, lunatics and such others as are exempt by law
 15 shall not be compelled to pay a poll tax for highway purposes. The commission-
 16 ers shall also, within ten (10) days after such list is delivered to the treasurer
 17 of the road and bridge fund, cause written or printed notices to be given to each
 18 person so assessed, notifying him of the time when and place where such tax
 19 must be paid, and if this poll tax shall not be paid by the first Monday of June
 20 in such year it shall be the duty of the commissioners of highways, in the name
 21 of the district or town, to bring suit therefor against such persons before some
 22 justice of the peace having jurisdiction thereof. Summons shall be issued and
 23 returned in the same manner as provided by law in other cases. If judgment
 24 is rendered against defendant the court shall find in such judgment that the
 25 same is for poll tax unpaid, and shall endorse the same on the execution, if one
 26 is issued. No property belonging to the defendant shall be exempt from levy to
 27 satisfy such execution: *Provided, also*, that on petition of not less than twenty-
 28 five (25) legal voters of any town or district, asking to have the proposition to
 29 abolish the poll tax submitted to the legal voters of said town, or district, filed
 30 with the town or district clerk not less than fifteen (15) days before the annual
 31 town meeting or annual district election, then the town or district clerk shall
 32 state in the notice of the annual town meeting or district election that the legal
 33 voters of such town or district may vote by ballot for or against the payment of
 34 all poll tax, and if a majority of all the ballots cast are against the payment of
 35 a poll tax, then that part of this section which provides for the levying of a poll
 36 tax shall no longer be in force in such town or district: *Provided, further, that*
 37 *any town or district which shall have abolished such poll tax may re-establish the*
 38 *same as follows: On petition of not less than twenty-five (25) legal voters of*
 39 *such town or district asking to have the proposition to re-establish such poll tax*
 40 *submitted to the legal voters of said town or district filed with the town clerk or*
 41 *district clerk not less than fifteen (15) days before the annual town meeting or*
 42 *annual district election, the town or district clerk shall state in the notice of the*
 43 *annual meeting or district election that the legal voters of such town or district*
 44 *may vote by ballot for or against the payment of such poll tax, and if a majority*

45 *of all the ballots cast are for the payment of such poll tax, then that part of this*
46 *section which provides for the levying of such poll tax shall again be in force in*
47 *such town or district.*

48 The constable to whom such execution shall be delivered shall forthwith col-
49 lect the moneys therein mentioned. He shall pay the money so collected, when
50 collected, to the justice of the peace who issued the execution, who is hereby re-
51 quired to pay the same to the treasurer.



- 1 Introduced by Mr. Howard, March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on License and Miscel-
lany.

A BILL

For an Act to prohibit the manufacture and sale of patent or proprietary drugs or medicines containing more than ten per cent (10%) of alcohol.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That it shall be unlawful to compound,
3 manufacture or sell in this State any patent or proprietary drug or medicine,
4 containing alcohol in excess of ten per cent (10%).

Sec. 2. Any person, firm or corporation violating the provisions of section 1
2 hereof shall be fined for the first offense not less than five dollars (\$5.00) nor more
3 than fifty dollars (\$50.00) and for a second, or any subsequent offense, not less
4 than twenty-five dollars (\$25.00) nor more than three hundred dollars (\$300.00).



- 1 Introduced by Mr. E. Walter Green (by request), March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as subsequently amended, by adding thereto, two new sections to be known as sections 269k and 269l.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: That "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as subsequently amended, be and the same is hereby amended by adding thereto two new sections to be known as sections 269k and 269l to read as follows:*

6 *Sec. 269k. Any person, firm, co-partnership or corporation engaged in the*
7 *business of buying milk, cream or butterfat for the purpose of manufacture who*
8 *shall, with the intention of creating a monopoly or destroying the business of a*
9 *competitor, discriminate between different sections, localities, communities or*
10 *cities of this State by purchasing such commodity at a higher price or rate in one*
11 *locality than is paid for the same commodity by said person, firm, co-partnership*
12 *or corporation in another locality after making due allowance for the difference,*

13 *if any, in the actual cost of transportation from the locality of purchase to the*
14 *locality of manufacture, shall be deemed guilty of unfair discrimination and upon*
15 *conviction thereof shall be punished by a fine not exceeding five hundred dollars*
16 *(\$500.00), or by imprisonment in the county jail not to exceed six months.*

17 Sec. 2691. *The department of agriculture shall enforce the provisions of*
18 *this Act and in so doing shall have all the powers conferred by an Act entitled,*
19 *“An Act to prevent fraud in the sale of dairy products, their imitation and sub-*
20 *stitutes, to prohibit and prevent the manufacture and sale of unhealthful, adul-*
21 *terated or misbranded food, liquors or dairy products, to provide for the ap-*
22 *pointment of a State Food Commissioner and his assistants, to define their*
23 *powers and duties, and to repeal all Acts relating to the production, manufacture*
24 *and sale of dairy and food products and liquors in conflict herewith,” approved*
25 *May 14, 1907, in force July 1, 1907, as amended.*



- 1 Introduced by Mr. Bancroft, March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on Civil Service.

A BILL

For an Act to amend sections 10, 11 and 12 of "An Act to regulate the civil service of the State of Illinois," approved May 11, 1905, in force July 1, 1905, as subsequently amended.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That sections 10, 11 and 12 of an Act en-
3 titled, "An Act to regulate the civil service of the State of Illinois," approved
4 May 11, 1905, in force July 1, 1905, as subsequently amended, be and the same
5 are hereby amended to read as follows:

Sec. 10. (1) Whenever a position classified under this Act is to be filled,
2 the appointing officer shall make a requisition upon said commission, and the
3 commission shall certify to him the *names and addresses of the three* highest
4 upon the register of eligibles for said position, except that in case of laborers,
5 when a choice by competition is impracticable, said commission may provide by
6 its rules that the selection shall be made by lot from among those candidates
7 proved fit by examination. The appointing officer shall notify the commission
8 of each position to be filled separately and shall fill such position by the appoint-

9 ment of *one of the three persons* certified to him by said commission therefor,
 10 which appointment shall be on probation for a period of not more than three
 11 months, to be fixed by said rules. At any time during the period of probation,
 12 the appointing officer may discharge the person so certified and *appointed by him*
 13 *as aforesaid*, and shall forthwith notify the commission, in writing, of such dis-
 14 charge. If such person is not thus discharged, his appointment shall be deemed
 15 complete.

16 (2) Persons who were engaged in the military and naval service of the
 17 United States during the years 1861, 1862, 1863, 1864, 1865, 1898, 1899, 1900, 1901,
 18 and 1902, or engaged in any wars in the military or naval service of the United
 19 States and who were honorably discharged therefrom, shall be preferred for ap-
 20 pointment to civil offices, provided they are found to possess the business capac-
 21 ity necessary for the proper discharge of the duties of such office, and it shall be
 22 the duty of the examiner or commissioner certifying the list of eligibles who
 23 have taken the examinations provided for in this Act, to place the name or
 24 names of such persons at the head of the list of eligibles to be certified for ap-
 25 pointment.

26 (3) When there is no eligible list, *and when there are less than three per-*
 27 *sons on any eligible list*, the appointing officer may, with the authority of the com-
 28 mission, make a temporary *appointment* to remain in force *until a regular ap-*
 29 *pointment can be made as herein above provided*.

30 (4) In employment of an essentially temporary and transitory nature, the
 31 appointing officer may, with the authority of the commission, make temporary
 32 appointments to fill a vacancy, but no such authority shall be granted for a
 33 period of more than 30 days, but it may be renewed from time to time by the
 34 commission. The commission shall include in its annual report, and if thereto
 35 required by the Governor, in any special report, a statement of all temporary
 36 authorities granted or renewed during the year or period specified by the Gov-
 37 ernor, together with a statement of the facts in each case because of which such
 38 authority was granted.

39 (5) The acceptance or refusal of an eligible person of a temporary appoint
40 ment shall not affect the standing on the register for permanent appointment.

Sec. 11. All officers elected by the people; all officers, boards and commis-
2 sioners appointed by the Governor, subject to confirmation by the Senate; all
3 officers and employees of the General Assembly or either house thereof; judges
4 and officers appointed by judges of any court, clerks of court, and notaries pub-
5 lic; persons employed in the military service of the State; all presidents, deans,
6 principals, professors, instructors, scientific staff and other teachers in the Uni-
7 versity of Illinois and the normal schools; employees at the executive mansion;
8 *the superintendent and assistant superintendent of capitol buildings and grounds;*
9 *all attorneys and employees in the office of the Attorney General or employed by*
10 *or under his authority; building and loan and bank examiners; superintendents,*
11 *wardens and chaplains of the State charitable, correctional and penal institu-*
12 *tions; one private secretary and stenographer in each of the elective offices, in the*
13 *offices of each of the presidents of the University of Illinois and the State nor-*
14 *mal schools; a private secretary and stenographer in each of the offices of the*
15 *dean of men and the dean of women of the University of Illinois; all employees*
16 *whose duties require them to sign the name of any elective officer to official doc-*
17 *uments; all employees exercising discretionary powers in the performance of*
18 *duties imposed by law upon any elective officer; all employees having custody of*
19 *public money or securities for the safe-keeping of which another person has given*
20 *bond, and all clerks and watchmen in the respective offices of the elective officers,*
21 *shall be excepted from the classified service: Provided, that in the University of*
22 *Illinois and the State normal schools students may be employed under the rules*
23 *of the civil service commission without examination or certification.*

Sec. 12. (1) *No person in the classified civil service shall be removed there-*
2 *from, except for such cause as will promote the efficiency of said service and for*
3 *reasons given in writing, and the person whose removal is sought shall have no-*
4 *tice of the same and of any charges preferred against him, and be furnished with*

5 a copy thereof, and also be allowed a reasonable time for personally answering
6 the same in writing and for filing affidavits in support thereof; but no examina-
7 tion of witnesses, nor any trial or hearing shall be required, except in the discre-
8 tion of the officer making the removal; and copies of charges, notice of hearing,
9 answer, reasons for removal, and of the order of removal, shall be made a part
10 of the record of the proper department or office, as shall also the reasons for re-
11 duction in rank or compensation; and copies of the same shall be furnished to the
12 person affected upon request, and the civil service commission also shall, upon
13 request, be furnished copies of the same.

14 (2) Pending action under paragraph 1 hereof, or for disciplinary reasons,
15 a person in the classified service may be suspended for a period not to exceed
16 ninety days, but the reasons for such suspension shall at the time of the suspen-
17 sion, be filed in the records of the proper department or office, and copies shall be
18 furnished him upon request. The period of suspension may be extended beyond
19 ninety days, with the prior consent of the commission.

20 (3) The commission shall have no jurisdiction to review the findings of a
21 removing officer upon the reasons and answer provided for in paragraph 1 here-
22 of, nor shall the commission have authority to investigate any removal or reduc-
23 tion, unless it is alleged, with offer of proof, that the procedure required by para-
24 graph 1 hereof has not been followed, or that the removal was made for political
25 or religious reasons.

26 (4) In the course of an investigation of charges, each member of the civil
27 service commission shall have the power to administer oaths, and shall have the
28 power to secure by its subpoena, both the attendance and testimony of wit-
29 nesses, and the production of books and papers relevant to such investigation.

30 (5) Nothing in this section shall be construed to require the filing of speci-
31 fications in cases of the removal or reduction of laborers.



- 1 Introduced by Mr. Thon, March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as subsequently amended, by adding thereto a new section to be known as section 63a.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: That an Act entitled, "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as subsequently amended, be and is hereby amended by adding thereto a new section to be known as section 63a.*

Sec. 63a. *No person; firm or corporation shall have in possession, sell, or offer for sale, any food or drink which contains methyl alcohol (commonly known as wood alcohol), or any preparation or mixture of any kind whatsoever, containing methyl alcohol, which shall be intended for internal use by man.*

Any preparation or mixture containing methyl alcohol intended for external use by man, or so used, shall, when offered for sale, sold, delivered or used, be conspicuously labeled "Wood Alcohol" or "This preparation contains wood alcohol" and the word "Poison" together with a skull and cross bones. The word

14 *“Poison” and the skull and cross bones shall be printed in red ink and shall be at*
15 *least one-quarter ($\frac{1}{4}$) of an inch in height.*

16 *Any person, firm or corporation violating the provisions of this section shall*
17 *be fined not less than five dollars (\$5.00), nor more than one hundred dollars*
18 *(\$100.00), for each such offense.*



- 1 Introduced by Mr. Vickers, March 8, 1917.
- 2 Read by title ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act to regulate the practice of dental surgery and dentistry in the State of Illinois, and to repeal certain Acts therein named," approved June 11, 1909, in force July 1, 1909, by amending sections 3, 4, 9, 11, 12 and 13 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to regulate
3 the practice of dental surgery and dentistry in the State of Illinois, and to re-
4 peal certain Acts therein named," approved July 11, 1909, in force July 1, 1909,
5 be and the same is hereby amended by amending sections 3, 4, 9, 11, 12 and 13
6 thereof, so that said sections shall read, when amended, as inserted at length
7 herein.

Sec. 3. No person, unless previously registered or licensed to practice
2 dentistry in this State at the time this Act shall become operative, shall begin
3 the practice of dentistry or dental surgery, or any branches thereof, without first
4 applying for and obtaining a license for such purpose from the Illinois Board of
5 Dental Examiners. Application shall be made to said board in writing, and

6 shall, in every instance, be accompanied by the examination fee of twenty dol-
 7 lars (\$20.00), together with satisfactory proof that the applicant is of good moral
 8 character and twenty-one years of age or over at the time of making the appli-
 9 cation. An application from a candidate who desires to secure a license from
 10 said board to practice dentistry or dental surgery in this State shall be accom-
 11 panied by satisfactory proof that the applicant so applying for a license has
 12 been engaged in the actual, legal and lawful practice of dentistry or dental sur-
 13 gery in some other state, country or territory for five consecutive years *imme-*
 14 *diately* prior to such application; or is a graduate of, and has a diploma from,
 15 the faculty of a reputable dental college, school or dental department of a rep-
 16 utable university. When such application and the accompanying proof are
 17 found satisfactory, the board shall notify the applicant to appear before it for
 18 examination at a time and place to be fixed by the board. Examinations *shall*
 19 *be made in writing in all theoretic subjects, both theoretic and practical exam-*
 20 *inations shall be of a character to give a fair test of the qualifications of the ap-*
 21 *plicant to practice dentistry or dental surgery. The examination papers and all*
 22 *grading thereon, and the grading of the practical work shall be deemed public*
 23 *documents, and preserved for a period of not less than two years after the board*
 24 *shall have made and published its decision thereupon.* All examinations pro-
 25 vided for in this Act shall be conducted by the board *under fair and wholly im-*
 26 *partial methods.*

Sec. 4. Said Board of Dental Examiners shall make rules or regulations
 2 to establish a uniform and reasonable standard of educational requirements to
 3 be observed by dental schools, colleges, or dental departments of universities,
 4 and said board may determine the reputability of those by reference to their
 5 compliance with said rules or regulations.

6 *The State Board of Dental Examiners shall demand of all applicants for*
 7 *license to practice dentistry, evidence of preliminary education before they*
 8 *were admitted to reputable dental schools, colleges, or dental departments of*

9 reputable universities, and require satisfactory proof of the observance and en-
 10 forcement of such preliminary educational requirements by said dental schools,
 11 colleges, or dental departments of universities: Provided, that a certificate of
 12 admission, without conditions, to any colleges of liberal arts department of an
 13 accredited university, which demands not less than fifteen (15) high school units
 14 for admission, or the diploma of a high school or equivalent secondary school
 15 accredited by any State university requiring a course of not less than four years
 16 of attendance, and not less than fifteen (15) high school units of satisfactory
 17 work for graduation or a certificate of having passed a satisfactory examination
 18 conducted or approved by a committee on examinations herein provided for,
 19 acting in the State of Illinois, to the amount of fifteen (15) high school units in
 20 the studies embraced in a high school curriculum, shall be considered satisfac-
 21 tory evidence of preliminary education: And, provided, further, that the super-
 22 intendent of public instruction of the State of Illinois shall appoint a committee
 23 of three examiners, composed of educators of ability and reputation who shall
 24 be empowered to hold examinations of applicants for admission to dental schools
 25 (under such regulations as he may prescribe) who have not regularly completed
 26 courses in secondary or high schools.

27 These examinations shall be held at stated periods and places in the city of
 28 Chicago and elsewhere if desirable. They shall be conducted in writing, and
 29 the examination papers and markings thereon shall be deposited with the super-
 30 intendent of public instruction, and shall be preserved for a period of not less
 31 than two years as public documents.

32 At each of said examinations there shall be present at least two of the mem-
 33 bers of said committee, and the certificate issued by said committee shall bear
 34 the signatures of not less than two members of said committee to make it ef-
 35 fective; said certificates of preliminary education shall enumerate the subjects
 36 in which the applicant has passed and for which he is given credit, and state upon
 37 its face whether the credit is given as the result of the examination or for work
 38 previously done and accepted upon credentials. Said committee shall collect

39 *from each applicant taking such examination a fee of ten dollars (\$10.00) which*
 40 *shall be in full payment of the services and personal expenses of the members*
 41 *of the committee, provided the superintendent of public instruction shall pre-*
 42 *pare and furnish the necessary blanks and certificates: Provided, however, that*
 43 *nothing in this Act shall be construed to prevent any dental school which may*
 44 *desire to do so from establishing for admission a higher standard of preliminary*
 45 *education than is specified in this Act.*

Sec. 9. The said board shall charge each person applying to it for examina-
 2 tion for a license to practice dentistry or dental surgery in this State, an ex-
 3 amination fee of twenty dollars (\$20.00) and in addition thereto a license fee of
 4 five dollars (\$5.00) for every license or duplicate license issued by said board.

5 *Said board shall make an annual report of its proceedings to the Governor*
 6 *by the 15th day of December of each year, together with an account of all moneys*
 7 *received and paid out by them, pursuant to this Act. All fees, penalties, for-*
 8 *feitures or fines received and collected by the board shall be paid monthly by*
 9 *the secretary of said board to the treasurer of the State of Illinois.*

10 *For their services, the members of the board shall each receive as compen-*
 11 *sation the sum of ten dollars (\$10.00) for each day actually engaged in the duties*
 12 *of the office and all legitimate and necessary expenses incurred in attending the*
 13 *meetings of said board: Provided, that the secretary of the board, for the pur-*
 14 *pose of enforcing the provisions of this Act, shall receive a salary to be fixed*
 15 *by the board; instead of a per diem of ten dollars (\$10.00).*

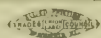
16 *Said board is hereby authorized to engage a suitable person or persons to*
 17 *assist the board in the investigation of complaints filed with said board against*
 18 *illegal practitioners or other violators of this Act.*

19 *The expenses of maintaining the board shall be paid from the State treas-*
 20 *ury upon vouchers signed by the secretary and president of the board, when*
 21 *properly approved in conformity to law, out of the funds accruing to the State*
 22 *treasury under the provisions of this Act, or such funds as are available for*
 23 *the payment of such accounts.*

Sec. 11. *Any dentist who has been lawfully licensed to practice in another*
 2 *state or territory which has and maintains a standard for the practice of den-*
 3 *tistry or dental surgery equal to that now maintained in this State, and who has*
 4 *been lawfully and continuously engaged in the practice of dentistry for five years*
 5 *or more immediately before filing his application to practice in this State and*
 6 *who shall deposit in person with the secretary of the board, a duly attested cer-*
 7 *tificate from the examining board of the state or territory in which he is regis-*
 8 *tered, certifying to the fact of his registration and of his being a person of good*
 9 *moral character and of professional attainments may, upon the payment of a fee*
 10 *of twenty-five dollars (\$25.00) and after a satisfactory practical examination*
 11 *demonstrating his proficiency, be granted a license to practice dentistry in this*
 12 *State, without being required to take an examination in theory: Provided,*
 13 *however, that no license shall be issued to any such applicant, unless the state*
 14 *or territory from which such certificate has been granted to such applicant shall*
 15 *have extended a like privilege to engage in the practice of dentistry within its*
 16 *own borders to dentists heretofore and hereafter licensed by this State, and re-*
 17 *moving to such other state: And, provided, further, that the Illinois State*
 18 *Board of Dental Examiners shall have power to enter into reciprocal relations*
 19 *with similar boards of other states whose laws are practically identical with the*
 20 *provisions of this Act.*

Sec. 12. Any person who is a legal and competent practitioner of dentistry
 2 or dental surgery in the State of Illinois, and of good moral character and known
 3 to the board of dental examiners of this State as such, who desires to change his
 4 or her residence to another state or territory, shall, upon application of the
 5 Board of Dental Examiners, receipt of certificate over the signature of the pres-
 6 ident and secretary of said board, and bearing its seal, which shall attest the
 7 facts above mentioned, and giving the date upon which he was registered and
 8 licensed.

Sec. 13. The fee for issuing a certificate to a legal practitioner of this State,
 2 under section 12 of this Act, shall be five dollars (\$5.00) and in each case the fee
 3 shall be paid before the certificate shall be issued.



- 1 Introduced by Mr. Overland, March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act defining motor vehicles and providing for the registration of the same and of motor bicycles and uniform rules regulating the use and speed thereof; prohibiting the use of motor vehicles without the consent of the owner and the offer or acceptance of any bonus or discount or other consideration for the purchase of supplies or parts for any such motor vehicle or for work or repairs done thereon by others, and defining chauffeurs and providing for the examination and licensing thereof, and to repeal certain Acts therein named," approved June 10, 1911, in force July 1, 1911, as subsequently amended, by amending section 9 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act defining motor vehicles and providing for the registration of the same and of motor bicycles and uniform rules regulating the use and speed thereof; prohibiting the use of motor vehicles without the consent of the owner and the offer or acceptance of any bonus or discount or other consideration for the purchase of supplies or parts for any such motor vehicle or for work or repairs done thereon by

8 others, and defining chauffeurs and providing for the examination and licensing
9 thereof, and to repeal certain Acts therein named," approved June 10, 1911, in
10 force July 1, 1911, as subsequently amended, be and the same is hereby amended
11 by amending section 9 to read as follows:

12 Sec. 9. Every motor vehicle and motor bicycle while in use on a public high-
13 way shall be provided with good and sufficient brakes and also with a suitable
14 bell or horn, *and with a signal device attached to the rear of said motor vehicle*
15 *or motor bicycle which shall be visible at all times, and at least two hundred (200)*
16 *feet in the direction towards which such motor vehicle or motor bicycle is pro-*
17 *ceeding, and shall clearly indicate the change in direction in which the motor vehi-*
18 *cle or motor bicycle is about to proceed.* No part of the machinery of any motor
19 vehicle or motor bicycle shall be left running while such motor vehicle or motor
20 bicycle is left standing without an attendant on any public highway in this State.

- 1 Introduced by Mr. Burns, March 8, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to make legal and valid annual appropriation bills and taxes levied and extended thereon in counties by law required to adopt an annual appropriation bill in the first quarter of the fiscal year and to publish the annual appropriation bill in a newspaper, and to validate court proceedings now pending or hereafter to be brought for the collection of same.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* Whenever any county board by law is
3 required within the first quarter of the fiscal year to adopt and, heretofore
4 within the first quarter of the fiscal year, has adopted a resolution termed the
5 annual appropriation bill in and by which resolution such county board has
6 appropriated such sums of money as might then be necessary to defray all
7 necessary expenses and liabilities of such county to be by such county paid or
8 incurred during and until the time of the adoption of the next succeeding
9 annual appropriation bill, which said appropriation bill, by the provision of any
10 law then in force, should not take effect until after it had been once published
11 in a newspaper, and which said appropriation bill was not published in such a

12 newspaper or in such manner or time as was then required by law, then in each
13 and every such case, such annual appropriation bill and all tax levies based
14 thereon and heretofore passed or adopted by such county board and the county
15 taxes extended on the collector's warrant pursuant to such tax levy or levies,
16 and all court proceedings now pending or hereafter to be brought to enforce
17 the collection of such taxes, are each and all hereby declared to be as legal and
18 valid from the beginning as they, each and every of them would have been if
19 such annual appropriation bill had been duly published in such a newspaper and
20 in the manner and at the time then required by law: *Provided*, that nothing
21 herein contained shall have the effect to validate more than one sufficient levy
22 for the same appropriations in any fiscal year, and where heretofore more than
23 one levy has in fact been made or attempted to be made for the same approp-
24 riations in any fiscal year the taxes extended thereon shall have the same force
25 and validity in the same amounts and to the same extent as they would have
26 had if one sufficient levy had been made for said appropriations and the taxes
27 extended thereon.

Sec. 2. That, whereas an emergency exists, this Act shall be in full force
2 and effect from and after its passage and approval.



1 Introduced by Mr. Meents, March 8, 1917.

2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act in relation to the construction and maintenance of rural post roads under and in accordance with an Act of Congress entitled, "An Act to provide that the United States shall aid the states in the construction of rural post roads, and for other purposes," approved June 11, 1916, and known as the Federal Aid Road Act.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That the General Assembly, constituting the Legislature of the State of Illinois, hereby assents to the provisions, terms, conditions and purposes of the Act of Congress, approved July 11, 1916 (39 Stat. 1, 355), entitled, "An Act to provide that the United States shall aid the states in the construction of rural post roads, and for other purposes," known as the Federal Aid Road Act.

Sec. 2. The good faith of the State is hereby pledged to make available funds sufficient to equal the sums apportioned to this State by the United States for each of the five years in which Federal funds are appropriated by the said Act of Congress, and to maintain the roads constructed under the provisions

5 of said Act, and to make suitable and adequate provision for maintenance of
6 such roads.

Sec. 3. The Department of Public Works and Buildings is hereby author-
2 ized and instructed to enter into all agreements with the Secretary of Agricul-
3 ture relating to the selection, construction and maintenance of rural post roads
4 under the provisions of the said Act of Congress, to submit such scheme
5 or project of selection, construction and maintenance as may be required by the
6 Secretary of Agriculture, and to do all things necessary fully to carry out and
7 make effective the co-operation contemplated and provided for by said Act. All
8 such rural post roads shall be known as Federal Aid Roads.

Sec. 4. All sums of money which may have accrued or may hereafter,
2 before the 1st day of July, A. D. 1919, accrue to the State of Illinois, under the
3 provisions of said Act of Congress, are hereby appropriated to the Department
4 of Public Works and Buildings to be paid out only for the construction of Fed-
5 eral Aid Roads in accordance with the provisions of said Act, and whenever any
6 portion of said money shall be received by the State Treasurer, it shall imme-
7 diately be placed to the credit of a fund to be known as the Federal Aid Road
8 fund to be paid out only for the construction of Federal aid roads in accordance
9 with the provisions of said Act upon order or certification of the Department of
10 Public Works and Buildings.

Sec. 5. There is hereby appropriated to the Department of Public Works
2 and Buildinngs the sum of six hundred and sixty-three thousand dollars (\$663,-
3 000.00) to be available July 1, 1917, and the sum of six hundred and sixty-three
4 thousand dollars (\$663,000.00) to be available July 1, 1918, to be known as
5 the Federal Aid Road fund, for the purpose of meeting the apportionment which
6 has been made to the State of Illinois under the said Act of Congress, and to be
7 used only in construction of such roads as may be agreed upon by the Depart-
8 ment of Public Works and Buildings and the Secretary of Agriculture, as pro-
9 vided in the said Act, and to be paid out upon order or certification of the Depart-
10 ment of Public Works and Buildings.

Sec. 6. The Auditor of Public Accounts is hereby authorized and directed
2 to draw his warrant or warrants on the State Treasurer for the sums hereby
3 appropriated, upon the order or certification of the Department of Public Works
4 and Buildings.

Sec. 7. The Department of Public Works and Buildings is hereby author-
2 ized and empowered to prepare, in accordance with the regulations of the Sec-
3 retary of Agriculture, the project statements, sketch maps, surveys, plans, speci-
4 fications, estimates, bid forms, contracts and bonds to be used in connection with
5 the construction of any of the Federal Aid Roads in this State. Any contracts
6 that may be entered into for the construction of Federal aid roads shall be let
7 after due public advertisement to the lowest responsible bidder, or bidders, upon
8 terms and conditions to be fixed by said Department of Public Works and
9 Buildings, subject to the approval of the Department of Finance, and said De-
10 partment of Public Works and Buildings shall also require the successful bid-
11 der, or bidders, to furnish good and sufficient bonds to insure proper and prompt
12 completion of such work in accordance with the provisions of said contracts.

Sec. 8. The Department of Public Works and Buildings is hereby given
2 power and authority to construct any work provided for herein and to purchase
3 and supply any labor, tools, machinery, supplies and materials needed for any
4 such work. Such construction work and labor provided for in this Act shall be
5 done and performed in accordance with the general laws of this State, and under
6 the direct supervision of the Department of Public Works and Buildings, subject
7 to the inspection and approval of the Secretary of Agriculture and in accord-
8 ance with his rules and regulations. Partial payments to an amount not exceed-
9 ing ninety per centum of the work done may be made as the work progresses.

Sec. 9. Whenever the making of any part of said proposed improvement, or
2 the locating of a route or any part thereof, or the obtaining of road building
3 materials for the work provided for herein, will require that private property be
4 taken or damaged, said Department of Public Works and Buildings, in its name,

5 shall have the right to purchase the necessary land from the owner thereof, or
6 if compensation therefor cannot be agreed upon, to have such just compensation
7 ascertained and to acquire and pay for such property in the same manner, as
8 near as may be, as provided for in the Act of this State entitled, "An Act to
9 provide for the exercise of the right of eminent domain," approved April 10,
10 1872, in force July 1, 1872, and the amendments thereto: *Provided, however,*
11 that said Department of Public Works and Buildings shall not be required, in
12 any case, to furnish bond.

Sec. 10. The Department of Public Works and Buildings is hereby author-
2 ized, empowered and directed to take whatever steps may be necessary, after
3 said roads have been completed, to cause said roads to be properly maintained
4 in accordance with the requirements of said Federal Aid Road Act.

Sec. 11. No railroad, railway, telegraph, telephone, pipe line or any other
2 public utility company or person shall locate, place or construct its track, rails,
3 poles, wires, pipe lines or any other equipment in, upon or along any Federal
4 Aid Road, without the consent of the Department of Public Works and Build-
5 ings. Such consent may be granted for any period not longer than twenty years
6 upon petition of the company or person desiring to use such road, upon such
7 terms and conditions, not inconsistent with this Act, as said Department of Pub-
8 lic Works and Buildings shall deem for the best interests of the public: *Pro-*
9 *vided,* that no such consent shall be granted except upon the condition that such
10 petitioner will pay to the owners of the property abutting upon such Federal
11 Aid Road all damages which such owners may sustain by reason of the location,
12 placing or construction of any such track, rails, poles, wires, pipe lines, or other
13 equipment in, upon or along such Federal Aid Road, such damages to be ascer-
14 tained and paid in the manner provided by law for the exercise of the right of
15 eminent domain.

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- 1 Introduced by Mr. Mueller, March 9, 1917.
2 Read by title, ordered printed and referred to Committee on Municipalities.

A BILL

For an Act to provide for the setting apart, formation, administration and disbursement of a park police pension fund.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That whenever any persons have been or
3 may be appointed or otherwise selected as commissioners or officers and con-
4 stitute a board of park commissioners for any one or more towns, whether said
5 towns have heretofore existed or now exist under and in pursuance of any Act
6 or Acts of the General Assembly of this State, for the purpose of locating, estab-
7 lishing, enclosing, improving or maintaining any public park, boulevard, drive-
8 way, highway or other public work or improvement, and such board of park
9 commissioners shall have established a police force or department of police un-
10 der the employ of such board of park commissioners, there shall be created,
11 maintained and disbursed in the manner prescribed in this Act a pension fund
12 for such policemen.

Sec. 2. A board, composed of five members, residents of such one or more
2 towns, to be chosen as hereinafter provided, shall be and constitute a board of

3 trustees to provide for the handling and disbursements of said fund or funds and
4 designate the beneficiaries thereof, as herein directed, and shall be known as the
5 board of trustees of the police pension fund of the park board of commissioners of
6 such one or more towns. Three shall be appointed by the president of the board
7 of park commissioners of such one or more towns.

8 Those members of said board of trustees who were heretofore appointed
9 under and by virtue of an Act entitled, "An Act to provide for the setting apart,
10 formation, administration and disbursement of a park police pension fund," ap-
11 proved May 23, 1913, in force July 1, 1913, shall serve for the term for which
12 they were respectively appointed or until such time as their successors are ap-
13 pointed and qualified; the successors of any of the foregoing trustees shall serve
14 for a period of three years each or until such time as their successors are ap-
15 pointed and qualified. The said three members shall not hold during their term
16 of membership on such board, any appointive or elective political offices or posi-
17 tions. The remaining two members of said board shall be chosen, one from the
18 active police force of such police department and one from the body of the pen-
19 sioners under this Act who shall have been members of such police department.

20 The members to be chosen from the active police force shall be elected by
21 ballot at an annual election, at which election all members of the active police
22 force shall be entitled to vote. The members to be chosen from the body of pen-
23 sioners under this Act shall be elected by ballot at an annual election, at which
24 election all retired policemen who are pensioners under this Act or the Act
25 aforesaid, and the widows of all deceased pensioners who are pensioners under
26 this Act and the Act aforesaid, shall be entitled to vote. In the event there shall
27 be no widow surviving, then the guardian of any children of such deceased pen-
28 sioner, where such children are also pensioners, may cast the vote to which such
29 widow would have been entitled had she survived.

30 Elections shall be held annually on the third Tuesday of July, under the
31 rules and regulations prescribed by the board of trustees, at such place or places
32 in such town or towns and under such regulations as shall be prescribed by the

33 *three appointive members of said board: Provided, however,* that no person en-
34 titled to vote under the provisions of this section shall cast more than one vote
35 at any such election.

36 The members to be elected from the active police force and from the body of
37 pensioners shall serve for a period of one year or until their successors are
38 elected and qualified.

39 In the event of the death, resignation or inability to act of any elected
40 member of said board, the successor of such member shall be elected at a special
41 election, which shall be called by said board and shall be conducted in the same
42 manner as are annual elections hereunder. Suitable rooms for offices and meet-
43 ings of such board shall be assigned and provided by the board of park commis-
44 sioners of such one or more towns.

Sec. 3. Whenever any person shall have been or shall hereafter be appointed
2 and sworn, either as a probationary or regular policeman, and shall have served
3 for a period of twenty years or more as such policeman on the police force of
4 such board of park commissioners, and such policeman shall have reached the age
5 of fifty (50) or more years, he may make application to said board for retire-
6 ment and said board shall order and direct that such policeman, after his service
7 on such police force shall have ceased, shall be paid a yearly pension:

8 (a) Equal to one-half of the amount of the salary attached to the rank
9 which he may have held in said police force for one year immediately prior to
10 the time of his retirement from the police force: *Provided, however,* the maxi-
11 mum of such pension shall not exceed the sum of nine hundred (\$900.00) dol-
12 lars, and the minimum be not less than six hundred (\$600.00) dollars, per an-
13 num; and

14 (b) After the death of any such policeman, his widow, in case the mar-
15 riage of such policeman shall have taken place more than one year prior to the
16 time a pension was granted him hereunder, shall receive a pension of forty
17 (\$40.00) dollars per month and an additional sum of ten (\$10.00) dollars for
18 each of their children under eighteen (18) years of age. Should any such child

19 cease attending school between the ages of fourteen (14) and eighteen (18)
20 years, the aforesaid sum shall be reduced to five (\$5.00) dollars.

21 Should any policeman pensioned hereunder leave no widow surviving him,
22 or should his widow die before his children arrive at the age of eighteen (18)
23 years, each child shall receive, while regularly attending school, the sum of fif-
24 teen (\$15.00) dollars per month. Pensions paid to children shall cease as to any
25 such child upon his or her arriving at the age of eighteen (18) years.

26 Any such member of any such police force who shall have served as afore-
27 said for a period of twenty (20) years and who has not yet reached the age of
28 fifty (50) years may make application to said board for retirement, and any
29 such policeman may retire forthwith; in case such policeman shall make monthly
30 contributions to the pension fund of a sum equal to twice the amount deducted
31 from his wages under section 8 hereof, the said board shall order and direct that
32 upon said policeman arriving at the age of fifty (50) years he be paid the amount
33 specified aforesaid under the paragraph designated "a," and that upon his death,
34 either before or after his arriving at the age of fifty (50) years, his widow or
35 children be paid the amount specified aforesaid under the paragraph designated
36 "b," subject to the limitations therein contained.

Sec. 4. Whenever any person who has been appointed and sworn as a regu-
2 lar or probationary member of any such police force shall at any time become
3 physically disabled while in, and in consequence of, the performance of police
4 duty, said board upon his written request, or without such request, upon the rec-
5 ommendation of the commanding officer of police, may retire such policeman
6 from actual service, and order and direct that he be paid from such fund a
7 yearly pension not exceeding one-half of the amount of the salary attached to
8 the rank which he may have held in said police force at the time of his retire-
9 ment: *Provided, however,* that the maximum sum of such pension shall not ex-
10 ceed the sum of nine hundred (\$900.00) dollars per annum, and the minimum not
11 less than six hundred (\$600.00) dollars per annum: *Provided, however,* that when-
12 ever such disability shall cease, such pension shall cease, and such person shall

13 thereupon be reinstated in the department in the rank held by him at the time
14 of his retirement. On the death of any person so retired, his widow, provided
15 the marriage of such policeman shall have taken place prior to the date of be-
16 coming so disabled, or child or children under the age of eighteen (18) years of
17 such deceased pensioner, shall be paid the pension specified aforesaid in sec-
18 tion 3 hereof under the paragraph designated "b," subject to the limitations
19 therein contained.

20 No policeman shall be retired as provided in this section or receive any
21 benefit from such fund unless there shall be filed with said board certificates of
22 his disability, which shall be subscribed and sworn to by said person and by the
23 commanding officer of police and by two practicing physicians of such one or
24 more towns, and such board may require other evidence of disability before or-
25 dering such retirement and payment as aforesaid. Any policeman retired for
26 disability under this Act shall be summoned by said board at least once a year
27 for examination by one or more practicing physicians selected by such board, and
28 such physician or physicians shall report to said board the condition of said
29 policeman with reference to the disability, and such board shall discontinue
30 payment of pension to such policeman if such disability has ceased.

Sec. 5. Whenever any person who has been appointed and sworn as a regu-
2 lar or probationary member of any such police force shall while in, and in con-
3 sequence of, any performance of police duty, lose his life or shall receive injuries
4 from which he shall thereafter die, leaving a widow, or child or children under
5 the age of eighteen (18) years, then, upon satisfactory proof being made to it,
6 such board shall order and direct that the pensions described in section 3 hereof
7 to be paid to the widow and children, shall be paid to such widow or such child or
8 children, subject to the limitations contained in said section 3.

9 Whenever any policeman shall die from causes other than those referred to
10 in the preceding paragraph of this section, or be legally adjudged insane, and at
11 such time shall have a wife (whom he has married more than two (2) months prior
12 to his demise or the date upon which he shall be adjudged insane), or child or

13 children under the age of eighteen (18) years, then, upon satisfactory proof of
14 such facts made to it, said board shall order and direct that a monthly pension
15 of a sum produced by multiplying the number of years of service (including the
16 year during which any such policeman shall die or become insane) by two (2),
17 be paid to his widow or wife: *Provided, however,* that such pension shall not
18 exceed forty (\$40.00) dollars per month. Each child of such deceased or insane
19 policeman shall receive a pension as provided in section three (3)
20 of this Act.

21 If at any time it be declared, in the manner provided by law, that any police-
22 man becoming insane is restored to reason, then the pension granted on account
23 of his insanity shall cease, and such person shall, in the discretion of such board,
24 be reinstated in the police department, in the rank held by him at the time he was
25 legally adjudged to be insane: *And, provided further,* that such pension shall
26 cease if such person shall leave or be taken outside of the State of Illinois.

Sec. 6. Whenever any person who shall have received any benefit under this
2 Act shall be convicted of a felony or shall become an habitual drunkard or a non-
3 resident of the United States, or whenever any policeman shall fail to submit
4 himself for examination as to fitness for duty, as provided for in section 4 here-
5 of, or shall disobey the requirements of said board in respect to said examination,
6 then said board shall order that such pension allowance as may have been granted
7 to such policeman shall cease and determine, and such policeman shall receive no
8 further pension, allowance or benefit under this Act.

9 Should any policeman or his heirs receive any compensation or allowance
10 from any such board of park commissioners under or in pursuance of the law
11 known as the Workmen's Compensation Act or any other similar Act, the pen-
12 sions herein provided for shall be reduced by the amounts so received by such
13 policeman or his heirs, if such compensation or allowance be payable in install-
14 ments. If payable otherwise, no pension shall be granted to any such police-
15 man, his widow, child or children until such time as they or any of them would
16 have received an equal amount of money under the terms of this Act, were such
17 other compensation or allowance not awarded them or any of them.

18 In case the widow of any policeman pensioned hereunder shall marry, the
 19 pension heretofore granted her shall at once cease and determine. No pension
 20 shall be paid for or on account of any child attending school unless there shall
 21 be filed with the clerk of said board, at least once every six months, a certificate,
 22 signed by the principal or person in charge of the school attended by such child,
 23 stating that such child is a regular attendant of such school.

24 No pension shall be granted to any policeman, his widow or children, or to
 25 the widow or children of any pensioned policeman, unless an application there-
 26 for is filed with said board within one year from and after the date of the re-
 27 tirement or death of such policeman or death of such pensioned policeman.

28 No adopted child shall be entitled to any benefits under this Act.

Sec. 7. The board herein provided for shall hold quarterly meetings on the
 2 second Tuesday of July, October, January and April of each year, and special
 3 meetings upon the call of the president of said board. On the second Tuesday
 4 of July of each year, it shall select one of its members who shall act as the
 5 president of such board for the period of one year until such time as his suc-
 6 cessor is elected and qualified. Said board shall, on the same day, also select
 7 another of its members who shall act as the treasurer and also secretary of
 8 said board for the period of one year or until such time as his successor is elected
 9 and qualified. Said board shall issue certificates, signed by its president and
 10 secretary, to the policeman entitled thereto of the amount of money ordered paid
 11 to such policeman from said fund by said board, which certificate shall state
 12 for what purpose said payment is made. Said board shall keep a record of the
 13 proceedings of all its meetings, which record shall be a public record. Said
 14 board shall submit quarterly to the board of park commissioners of such one or
 15 more towns a list of persons entitled to payments from the fund herein provided,
 16 stating the amount of such payments, and for what granted, as ordered by the
 17 board, which list shall be signed and certified to by the treasurer and president
 18 of such board and attested by such treasurer under oath: *Provided*, that no

19 resolution shall be passed or order made for the payment of money unless by
20 affirmative vote of a majority of the members of said board.

Sec. 8. Said pension fund shall consist of amounts of two and one-half per
2 cent retained or deducted from the salary or wages payable to each member of
3 such police department each month, and such other sums as are hereinafter re-
4 ferred to.

5 It shall be the duty of the superintendent of insurance of the State of Illi-
6 nois to determine the amount of money necessary to be provided annually for the
7 purpose of:

8 (a) Paying pensions granted under the Act superseded by this Act;

9 (b) Paying pensions to policemen (their widows and children entitled there-
10 to) members of the department of police prior to January 1, 1916; and

11 (c) Establishing and maintaining a reserve fund for the payment of pen-
12 sions to policemen (their widows and children) becoming members of the police
13 department subsequent to January 1, 1916.

14 Such superintendent of insurance shall report his findings to the board on
15 or before the second day of July of each year. Said board shall certify to the
16 board of park commissioners respectively on or before the tenth day of July
17 annually, beginning July, 1917:

18 First. The assets in their custody at such time;

19 Second. The estimated receipts during the next succeeding year (from July
20 1st to June 30th) from deductions from the salary of policeman as hereinabove
21 provided and from all other sources;

22 Third. The estimated amount required during said period for:

23 (a) Paying pensions granted under the Act superseded by this Act;

24 (b) Paying pensions to policemen (their widows and children entitled
25 thereto), members of the department of police prior to January 1, 1916; and

26 (c) Establishing and maintaining a reserve fund for the payment of pen-
27 sions to policemen (their widows and children), becoming members of the police
28 department subsequent to January 1, 1916.

29 Each of said boards of park commissioners shall annually levy a tax (in
30 addition to the taxes now authorized by law) upon all taxable property em-
31 braced in the district governed by them respectively at the rate on the dollar of
32 all such taxable property which, when added to the deductions from the salary
33 or wages of policemen and receipts available from all other sources, as herein-
33½ above referred to, will amount to a sufficient sum to meet the annual require-
34 ments above referred to and designated as (a), (b) and (c). Said taxes shall be
35 levied and collected with and in like manner as the general taxes of such parks,
36 and the fund arising therefrom shall be known as the "Park Police Pension
37 Fund," which fund shall be used solely for the purpose of carrying out the pro-
38 visions of this Act; said taxes shall not be included in the aggregate of all taxes
39 to be reduced under the provisions of an Act entitled, "An Act concerning the
40 levy and extending of taxes," approved May, 9, 1901, in force July 1, 1901, and
41 Acts amendatory thereto. The amount of such annual tax to be levied by the
42 south park commissioners shall not exceed 1/25th of a mill on the dollar upon
43 all taxable property embraced within such park district; the amount of such an-
44 nual tax to be levied by the West Chicago Park Commissioners shall not exceed
45 1/10th of a mill on the dollar upon all taxable property embraced within such
46 park district; and the amount of such annual tax to be levied by the Lincoln
47 Park Commissioners shall not exceed 1/17th of a mill on the dollar upon all tax-
48 able property embraced within such park district.

49 The county clerk of the county where such park districts are located, or such
50 officer or officers as are authorized by law to spread or assess taxes for park
51 purposes, or other purposes, shall, on receiving certificates from such boards of
52 park commissioners that the amount mentioned in such certificates is necessary
53 for the purpose of paying the liabilities incurred by the operation of this Act,
54 spread and assess such amount upon the taxable property embraced in each such
55 park district, the same as other park taxes are by law spread and assessed, and
56 the same shall be collected and paid over in the same manner as other park taxes
57 are now required by law to be collected and paid.

58 When such taxes are received by said board of park commissioners re-
59 spectively, they shall forthwith be turned over to the treasurer of the said pen-
60 sion board upon his sole receipt.

61 Any excess remaining at the end of the fiscal year in the possession of said
62 board shall be credited to the fund for the ensuing year; any deficit shall be
63 provided for during such ensuing year.

64 Should any such board of park commissioners be without authority to levy
65 taxes, then the corporate authorities of any such town (meaning the town super-
66 visor, clerk or assessor thereof) shall perform the duties hereinabove devolved
67 upon the board of park commissioners.

Sec. 9. In addition to the other powers herein granted, the following further
2 powers and authority are hereby conferred upon said board:

3 First. The said board shall have exclusive control and management of the
4 the fund mentioned herein, and of all moneys donated, paid or assessed for the
5 relief or pensioning of disabled, superannuated and retired policemen, their
6 widows and minor children; the same to be placed by the treasurer of such
7 board to the credit of such fund subject to the order of such board;

8 Second. All rewards, moneys, gifts, fees or emoluments that may be paid
9 or given for, or on account of extraordinary service for said police force or by
10 any policeman, except when allowed to be retained by said policeman or given to
11 endow a medal or other competitive reward, shall be paid into said pension fund.
12 Said board may take by gift, grant, devise or bequest any moneys, real estate,
13 personal property, right of property or other valuable thing;

14 Third. Said board shall have the power to draw such pension fund from
15 the treasurer or other officials of such board of park commissioners, and may
16 invest such fund, or any part thereof, in the name of the board of trustees of
17 the police pension fund, in interest bearing bonds of the United States, of the
18 State of Illinois, or of any county of this State, or of any township or any mu-
19 nicipal corporation of the State of Illinois, and all such securities shall be de-
20 posited with the treasurer of said board and shall be subject to the order of

21 said board; said treasurer of said board shall furnish a good and sufficient bond
 22 to said board in an amount to be fixed by said board, all costs, incidental to the
 23 same, to be paid out of said pension fund.

24 Fourth. . To compel witnesses to attend and testify before it upon all mat-
 25 ters connected with the operation of this Act, in the same manner as is or may
 26 be provided by law for the taking of testimony before masters in chancery, and
 27 its president, or any member of said board, may administer oaths to such wit-
 28 nesses;

29 Fifth. To appoint a clerk and define his duties;

30 Sixth. To provide for the payment from said funds of all its necessary
 31 expenses, including clerk hire, printing and witness fees: *Provided*, that no com-
 32 pensation or emolument shall be paid to any member of said board for any duty
 33 required or performed under this Act: *And, provided, further*, that the interest
 34 on said fund or any portion thereof shall be credited thereto and no portion
 35 thereof shall be retained by the treasurer of said board;

36 Seventh. To make all necessary rules and regulations for its guidance, in
 37 conformity with the provisions of this Act.

38 Said board shall submit a report, at least once each year, to the superin-
 39 tendent of insurance of this State, and the said superintendent of insurance shall
 40 prescribe the form for such reports, the matter which they shall contain, and the
 41 time when they shall be submitted, and said superintendent of insurance shall
 42 report the information so submitted, or a comprehensive summary thereof, to the
 43 Governor of this State at least once each year. The said superintendent of in-
 44 surance shall also prescribe a system of records and accounting to be used in the
 45 management of this fund.

Sec. 10. On the third Tuesday in May of each year, the treasurer and all
 2 other officials of such board of park commissioners who have had the custody or
 3 possession of any such pension funds herein provided, shall make a sworn state-
 4 ment to the board of trustees of such police pension fund, and to the board of
 5 Park commissioners, of all moneys received and paid out by such official on

6 account of said pension fund during the year, and of the amount of said funds
 7 then on hand and owing to said pension fund. All surplus then remaining on said
 8 official's hands shall be paid by him to the treasurer of said pension board: *And,*
 9 *provided further,* any such official shall at any and all times upon demand by
 10 said pension board furnish to said board statements or information of any kind
 11 relative to said official's method of collection or handling of said pension funds:
 12 *And, provided, further,* that all books and records of such official shall be pro-
 13 duced at any time by said official for examination and inspection by said board
 14 of pension trustees for the purposes herein provided.

Sec. 11. All persons who, upon the taking effect of this Act, are receiving
 2 any benefits under an Act entitled, "An Act to provide for the setting apart,
 3 formation, administration and disbursement of a park police pension fund," ap-
 4 proved May 23, 1913, in force July 1, 1913, shall receive no further payments or
 5 benefits under said Act, but shall in lieu thereof be entitled to the benefits pro-
 6 vided for in this Act, the intention being that this Act shall supersede the afore-
 7 said Act, but that neither pensions granted thereunder nor the amounts thereof
 8 shall in anywise be affected.

9 An Act entitled, "An Act to provide for the setting apart, formation, ad-
 10 ministration and disbursement of a park police pension fund," approved May
 11 23, 1913, in force July 1, 1913, is hereby expressly repealed.

12 All moneys, fines and penalties in the possession of any such board of trus-
 13 tees created by the provisions of the Act aforesaid, or to which any such board
 14 may be by law entitled, shall, upon the taking effect of this Act, become the
 15 property, for the uses and purposes herein set forth, of the board herein pro-
 16 vided for.

17 Whereupon said board first above referred to shall be and hereby is dis-
 18 solved and abrogated: *Provided,* that all legal proceedings instituted by, or in
 19 the name of, or against said board, shall be continued without abatement either
 20 in the name of said board or in the name by which they are instituted or con-
 21 ducted.

22 All pensions granted under this Act and every portion thereof shall be ex-
23 empt from attachment or garnishment processes and shall not be seized, taken,
24 subjected to, detained or levied upon by virtue of any execution or any processes
25 or proceedings whatsoever issued out of or by any court in this State for the
26 payment and satisfaction, in whole or in part, of any debt, claim, damage, de-
27 mand or judgment against any pensioner hereunder, and no pensioner shall
28 have the right to transfer or assign his or her pension, or any part thereof,
29 either by way of mortgage or otherwise.

Sec. 12. Whereas an emergency exists, this Act shall be in force from and
2 after its passage.



- 1 Introduced by Mr. Van Duser, March 9, 1917.
- 2 Read by title, ordered printed and referred to Committee on Elections.

A BILL

For an Act to secure uniform and free text-books in public schools, and creating a
commission therefor.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That there is hereby created a school text-
3 book commission, consisting of the State Superintendent of Public Instruction,
4 the president of the Illinois State Normal School at Charleston, Illinois, the pres-
5 ident of the Illinois State Normal School at Normal, Illinois, the president of
6 the Illinois State Normal School at Carbondale, Illinois, the president of the Illi-
7 nois State Normal School at De Kalb, Illinois, the president of the Illinois State
8 Normal School at Macomb, Illinois, and the president of the University of Illi-
9 nois and of which the State Superintendent of Public Instruction shall be *ex*
10 *officio* chairman, with the right to vote on any and all proposition.

Sec. 2. The regular meeting of said text-book commission shall be on the
2 first Monday of May of each year hereafter, in the city of Springfield, and State
3 of Illinois, except the first regular meeting, which first regular meeting shall be on
4 the first Monday after this Act becomes effective: *Provided*, special meetings

5 shall be held at any time on the call of the State Superintendent of Public In-
6 struction.

Sec. 3. At the first meeting of said school text-book commission the members
2 thereof shall elect a secretary, whose duty it shall be to keep a correct record of
3 all proceedings of said commission; said record shall be deposited in the office of
4 the State Superintendent of Public Instruction at all times when said commis-
5 sion is not in session. All votes upon any proposition before this commission
6 shall be taken by yeas and nays and shall be recorded in the record of its pro-
7 ceedings. The secretary shall be paid six (6) dollars per day for his services,
8 while said commission is in session and while he is actually engaged in making
9 up its record, and he shall be subject to removal at any time by a majority vote
10 of all members of said commission at any regular or special session thereof.

Sec. 4. The commission herein provided for shall be empowered and is here-
2 by authorized and directed and it is hereby made its duty to select and adopt a
3 uniform series of school text-books for use in the public schools of the State of
4 Illinois: *Provided*, no text-books shall be adopted by said text-book commission
5 that do not equal in quality of matter, material, binding and mechanical execu-
6 tion, and, approximately equal in size those text-books now in general use
7 throughout this State: *Provided, further*, said text-books shall contain no reli-
8 gious or sectarian matter.

Sec. 5. Said commission shall immediately following its first meeting
2 after this Act becomes effective and immediately following their annual meet-
3 ing as provided in section 2, advertise for ten (10) consecutive days in one or
4 more daily newspaper or newspapers of general circulation where said news-
5 paper or newspapers are published respectively, in the cities of Philadelphia,
6 Pennsylvania; New York, New York; Chicago, Illinois; Cincinnati, Ohio; and St.
7 Louis, Missouri; that at the time and place to be fixed by said notice said text-book
8 commission will receive sealed proposals as follows:

9 First. From publishers of school text-books for furnishing text-books for
 10 use in the public schools of the State of Illinois as provided in this Act, for the
 11 term of five (5) years, except as hereinafter otherwise provided in this Act,
 12 stating specifically in such bid the price at which books will be furnished, ac-
 13 companying such bid with enough copies to supply each member of the commis-
 14 sion with a specimen copy of each book proposed to be furnished.

15 Second. From authors, owners or publishers of school text-books for prices
 16 for which they will sell or lease their manuscript, plates, illustrations, notes
 17 and appendixes, together with copyright of same for use in the public schools of
 18 the State of Illinois: *Provided*, all bids by publishers herein provided for must
 19 be accompanied by a bond in the penal sum of twenty-five (2500) hundred dol-
 20 lars for each book subject to the acceptance, approval and satisfaction of the
 21 Governor of this State conditioned that if any contract be awarded to any bidder
 22 hereunder, such bidder will enter into a contract to perform the conditions of
 23 his bid to the satisfaction of said commission: *And, provided, further*, that no
 24 contract shall be entered into unless the same shall be accompanied by a bond of
 25 not less than ten thousand (10,000) dollars executed and approved in such form
 26 and manner as shall meet the approval of said commission, together with the
 27 affidavit of the contractor that he is in no wise, directly or indirectly, connected
 28 with any publisher, firm or party to any contract or scheme whereby the bene-
 29 fits of competition are denied to the people of this State: *And, provided, further*,
 30 that said text-book commission may, for good cause, reject any and all bids or
 31 parts thereof.

Sec. 6. It shall be the duty of the aforesaid commission to meet at the
 2 time and place mentioned in such notice provided for in section 5 of this Act,
 3 and to make a full and complete investigation of such bids, and to ascertain
 4 under which of said bids or proposals the school books will be furnished to
 5 the people of this State for use in the public schools of this State, at the low-
 6 est price, taking into consideration size and quality of matter, material, style

7 of binding, and mechanical execution of such books: *Provided*, no second-
8 hand books shall be purchased.

Sec. 7. If, upon the inspection of bids, no publisher or publishers of school
2 text-books shall have bids within the provisions of this Act for furnishing the
3 school text-books for use in the public schools of this State as provided for in
4 this Act, or for any other and sufficient reason, then the commission is hereby
5 authorized and directed, and it shall be its duty, to secure such manuscripts,
6 copyrights and propositions for the compilation of school text-books as pro-
7 vided for in this Act as will supply the schools of this State, and advertise for
8 sealed bids for publishing the same and supply them under the terms herein de-
9 scribed; and said contract may be let for the publication of all such books, or
10 for one or more text-books separately; and it shall further be the duty of said
11 commission to provide in the contract for the publication of any manuscript,
12 for the payment by the publisher of any compensation agreed upon by said
13 commission and author or owner of any such manuscript, for such manuscript.

Sec. 8. As soon as said commission shall have entered into any contract,
2 it shall be the duty of the State Superintendent of Public Instruction to notify
3 the county superintendent of schools of the several counties of this State, and
4 boards of education in cities of over 100,000 population of said contract, and fur-
5 nish them with printed list of such books

Sec. 9. The distribution of all books provided in this Act, shall be made in
2 such manner and in accordance with such methods as the commission herein pro-
3 vided for shall from time to time determine: *Provided*, no books shall be dis-
4 tributed which have been in the possession of any person having a contagious
5 or infectious disease until such books have been thoroughly fumigated or dis-
6 infected.

Sec. 10. Upon the filing of a written complaint with the State Superinten-
2 dent of Public Instruction in this State, by any county superintendent of schools
3 of any county in this State, or by any superintendent of city schools, of any

city in this State, charging any publisher or publishers, person, company, corporation or firm, with violating the conditions of any contract made as provided for in this Act, the Attorney General of this State is hereby instructed, and it shall be his duty to prosecute the same, and immediately to begin proceedings in the name of the State of Illinois to recover the penalty or penalties provided in the bond or bonds of such publisher or publishers, person, company, corporation or firm, furnished under this Act.

Sec. 11. Every contract with any person, company, corporation or firm, publisher or publishers of school text-books of public schools of this State shall be made to cover a period of five (5) years from the date thereof and no school district or board of directors of any school district or board of education of any city or village of this State shall adopt, use or permit to be used, any other school text-books than those contracted for in accordance with this Act. *Provided*, that the said commission by a two-thirds vote thereof may for sufficient cause to be decided by the said commission at a meeting called for the purpose discontinue the use of any unsatisfactory books at the end of any school year, but no more than two such books shall be changed in any one year. *And, provided further*, that nothing herein contained shall be construed to prevent the teachers and pupils of this State from using any school text-books other than those provided for in this Act, as reference books in such schools: *And, provided, further*, that nothing herein contained shall be construed to apply to any school district or city, now under contract, for school text-books until such contract shall have expired: *Provided*, such contract shall not have been entered into subsequent to the passage of this Act.

Sec. 12. Any person or persons who shall, directly or indirectly, demand or receive any money, promises or anything of value for any book or books provided for in this Act, in excess of the contract price, or any teacher who shall adopt, use or permit to be used in any public school of this State, any other text-books than those provided for in this Act, shall be deemed guilty of a misdemea-

6 nor and upon conviction thereof, in any court of competent jurisdiction, shall be
7 fined in any sum not less than twenty-five (25) dollars nor more than one hundred
8 (100) dollars, or be imprisoned in the common jail of the county in which such
9 misdemeanor is committed, not less than ten (10) days nor more than ninety
10 (90) days for each offense, in the discretion of the court.

Sec. 13. Boards of education and boards of school directors in each school
2 district of this State shall provide and furnish the necessary school books free
3 to all pupils enrolled in the free public schools of the State, including all free
4 public high schools, and free public manual training schools, free public domestic
5 science schools, and free public evening schools, and free public vacation schools,
6 and for which such boards in the respective districts shall make or cause to be
7 made proper appropriations and provision therefor.

Sec. 14. Boards of education and boards of school directors shall make
2 such rules and regulations not repugnant to law as they deem proper for the
3 care and preservation of school books, so furnished at public expense.

Sec. 15. All other Acts or parts of Acts in conflict with the provisions of
2 this Act are hereby repealed.



1 Introduced by Mr. Burns, March 9, 1917.

2 Read by title, ordered printed and referred to Committee on Revenue.

A BILL

For an Act to amend section 2 of an Act entitled, "An Act concerning the levy and extension of taxes," approved May 9, 1901, in force July 1, 1901, as amended by an Act approved March 29, 1905, in force July 1, 1905, as amended by an Act approved June 14, 1909, in force July 1, 1909, as amended by an Act approved May 20, 1913, in force July 1, 1913, as amended by an Act approved June 10, 1915, and in force July 1, 1915.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section 2 of an Act entitled, "An
3 Act concerning the levy and extension of taxes," approved May 9, 1901, in force
4 July 1, 1901, as amended by an Act approved March 29, 1905, in force July 1,
5 1905, as amended by an Act approved June 14, 1909, in force July 1, 1909, as
6 amended by an Act approved May 20, 1913, in force July 1, 1913 as amended by an
6½ Act approved June 10, 1915, and in force July 1, 1915, be and the same is hereby
7 amended to read as follows:

8 Sec. 2. The county clerk in each county shall ascertain the rates per cent re-
9 quired to be extended upon the assessed valuation of the taxable property in the

10 respective towns, townships, districts, incorporated cities and villages in his
 11 county, as equalized by the State Board of Equalization for the current year, to
 12 produce the several amounts certified for extension by the taxing authorities in
 13 said county (as the same shall have been reduced as hereinbefore provided in all
 14 cases where the original amounts exceed the amount authorized by law): *Pro-*
 15 *vided, however,* that if the aggregate of all the taxes (exclusive of State taxes,
 16 village taxes, levee taxes, public tuberculosis sanitarium taxes, *public library*
 16½ *taxes, pension taxes and pension funds taxes, school building taxes,*
 17 high school taxes, district school taxes and all other school taxes in school
 18 districts having not more than 100,000 inhabitants, road and bridge taxes, and for
 19 a period of five years beginning with the year 1917, taxes levied for the payment
 20 of the principal of and the interest on bonded indebtedness of cities, and ex-
 21 clusive of taxes levied pursuant to the mandate or judgment of any court of
 22 record on any bonded indebtedness, *and taxes which by law now are, or hereafter*
 23 *may be, excluded from such aggregate of taxes*) certified to be ex-
 24 tended against any property in any part of any taxing district or municipality,
 25 shall exceed three per cent of the assessed valuation thereof upon which the
 26 taxes are required to be extended, the rate per cent of the tax levy of such taxing
 27 district or municipality shall be reduced as follows: The county clerk shall re-
 28 duce the rate per cent *of such aggregate items* of the tax levy of such taxing dis-
 29 trict or municipality, in the same proportion in which it would be
 30 necessary to reduce the highest aggregate per cent of all the tax levies
 31 (exclusive of State taxes, village taxes, levee taxes, public tuberculosis sani-
 31½ *tarium taxes, public library taxes, pension taxes and pension funds*
 32 *taxes, school building taxes, high school taxes, district school taxes and*
 33 all other school taxes in school districts having not more than 100,000 inhab-
 34 itants, road and bridge taxes, and for a period of five years beginning with the
 35 year 1917 taxes levied for the payment of the principal of and the interest on
 36 bonded indebtedness of cities, and exclusive of taxes levied pursuant to the man-
 37 date or judgment of any court of record on any bonded indebtedness, *and taxes*
 38 *which by law now are, or hereafter may be, excluded from such aggregate of*

39 *taxes*), certified for extension upon any of the taxable property in
40 said taxing district or municipality, to bring the same down to three per cent of
41 the assessed value of said taxable property upon which said taxes are required
42 by law to be extended: *Provided, further*, that in reducing tax levies hereunder
43 the rate per cent of the tax levy for county purposes in counties having a popula-
44 tion of over 300,000 shall not be reduced below a rate of forty-five cents on each
45 one hundred dollars assessed value (exclusive of levies to pay the principal of
46 and interest on bonded indebtedness and judgments, *and levies which by law now*
47 *are, or hereafter may be, authorized to be extended without reduction under the*
48 *provisions of this section*), and in counties having a population of less than 300,000
49 the rate of the tax levy for county purposes shall not be reduced below a rate of
50 fifty-five cents on each one hundred dollars assessed value (exclusive of levies to
51 pay the principal of and interest on bonded indebtedness and judgments, *and*
52 *levies which by law now are, or hereafter may be, authorized to be extended with-*
53 *out reduction under the provisions of this section*), and the rate per cent of the
54 tax levy for city or village purposes (exclusive of library, public tuberculosis
55 sanitarium, school and park purposes, *and levies which by law now are, or here-*
56 *after may be, authorized to be extended without reduction under the provisions*
57 *of this section*, and for a period of five years beginning with the year 1917, ex-
58 clusive of the taxes levied for the payment of the principal of and the interest on
59 bonded indebtedness and judgments), in cities and villages having a population
60 of over 150,000 shall not be reduced below a rate of one dollar and ten cents on
61 each one hundred dollars assessed value, and the rate per cent of the school tax
62 for educational purposes shall not be reduced below a rate of one dollar and
63 twenty cents on each one hundred dollars assessed value, and the rate per cent of
64 the tax levy for city or village purposes (exclusive of library, school and park
65 purposes, and exclusive of the taxes levied for the payment of the principal of
66 and the interest on bonded indebtedness and judgments, *and levies which by law*
67 *now are, or hereafter may be authorized to be extended without reduction under*
68 *the provisions of this section*), in cities and villages having a population of less
69 than 150,000 shall not be reduced below a rate of one dollar and twenty cents on

each one hundred dollars assessed value, and the rate per cent of the school tax levy for educational purposes shall not be reduced below a rate of one dollar and fifty cents on each one hundred dollars assessed value, but the other taxes which are subject to reduction under this section shall be subject only to such reduction, respectively, as would be made therein under this section if this proviso were not inserted herein: *And provided, further, in reducing tax levies hereunder, all school taxes levied in cities exceeding 150,000 inhabitants, with the exception of the levy for school building purposes, shall be included in the taxes to be reduced.*

The rate per cent of the tax levy of every county, city, village, town, township, park district, sanitary district, road district, and other public authorities (except the State) shall be ascertained and determined (and reduced when necessary as above provided) in the manner hereinbefore specified, and shall then be extended by the county clerk upon the assessed value of the property subject thereto (being one-third of the full value thereof) as equalized according to law, *at a rate sufficient to produce the amount of the levy net to the taxing authority making the levy: Provided, no rate shall be extended in excess of the maximum rate prescribed by the Constitution or by any statute of this State other than this Act.*

In reducing the rate per cent of any tax levy, as hereinbefore provided, the rates per cent of all tax levies certified to the county clerk for extension as originally ascertained and determined under section one of this Act, shall be used in ascertaining the aggregate of all taxes certified to be extended without regard to any reduction made therein under this section: *Provided, that no reduction of any tax levy made hereunder shall diminish any amount appropriated by corporate or taxing authorities for the payment of the principal or interest on bonded debt, or levied pursuant to the mandate or judgment of any court of record. And to that end every such taxing body shall certify to the county clerk, with its tax levy, the amount thereof required for any such purposes.*

98 In case of a reduction hereunder any taxing body whose levy is affected
99 thereby and whose appropriations are required by law to be itemized, may, after
100 the same have been ascertained, distribute the amount of such reduction among
101 the items of its appropriations, with the exceptions aforesaid, as it may elect.

102 If no such election be made within three months after the extension of such
103 tax, all such items, except as above specified, shall be deemed to be reduced
104 pro rata.

105 *This Act shall apply to all taxes heretofore or hereafter levied and extended*
106 *in conformity with its provisions.*

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- 1 Introduced by Mr. Scanlan, March 9, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.
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A BILL

For an Act entitled, "An Act to provide for examination of certain corporations and organizations by the Superintendent of Insurance and to regulate the promotion and organization of insurance corporations and prohibiting misrepresentations, and to provide the penalty for the violation of the provisions thereof."

SECTION 1. *Be it enacted by the People of the State of Illinois,*

2 *represented in the General Assembly:* That the Superintendent of Insurance

3 shall, as often as deemed expedient, make or cause to be made an examination

4 into the affairs of any insurance corporation organized or in process of organi-

5 zation under the laws of this State or doing business herein and into the affairs

6 of any corporation organized under any law of this State or having an office in

7 this State, which corporation is engaged in the business of organizing or pro-

8 moting or endeavoring to organize or promote the organization of an insurance

9 corporation or corporations or in any way assisting therein, or which is holding

10 or engaged in the acquisition of the capital stock or major portion thereof of one

11 or more insurance corporations for the purpose of controlling the management

12 thereof as voting trustees or otherwise, and into the affairs of any corporation

13 or other organization which has entered into an agreement with any insurance

14 corporation which is operating in this State whereby it has undertaken, except
15 by reinsurance, to be responsible for the whole or any part of the expenses, lia-
16 bilities or other obligations appertaining to the transaction of business of such
17 insurance corporation for the consideration that such insurance corporation
18 shall become liable to such corporation or organization for a part of said insur-
19 ance company's income, assets or profits. Any insurance corporation in process
20 of organization, its corporators and the officers, agents and employees thereof
21 shall be subject to the provisions of this Act as fully as if its organization had
22 been completed. Upon such examination he or any examiner authorized by him
23 may examine in regard thereto, under oath, the officers, agents and employees
24 of such corporation and all persons deemed to have material information regard-
25 ing such corporation's property or business. Every such corporation, its officers,
26 agents and employees, shall produce the books and papers, in its or their pos-
27 session, relating to its business or affairs, and any other person may be re-
28 quired to produce any book or paper, in his custody, deemed to be relevant to
29 such examination, for the inspection of the Superintendent of Insurance, or his
30 examiners, when required; and the officers, agents and employees of such cor-
31 poration shall facilitate such examination, and aid the examiners in making the
32 same so far as it is in their power to do so. The Superintendent of Insurance
33 shall be empowered to address any enquiry to any such corporation in relation
34 to its operations or conditions or any other matter connected with its trans-
35 actions and such corporation so addressed shall reply promptly in writing, and if
36 required by the Superintendent of Insurance, under oath, to any such enquiries.
37 The Superintendent of Insurance shall grant a hearing to the corporation exam-
38 ined, before filing the report of any such examination and may withhold any such
39 report from public inspection for such time as he may deem proper; and he
40 may if he deem it for the interest of the public to do so, publish any such report,
41 or the result of any such examination as contained therein, in one or more
42 newspapers of the State. All the expenses of any examination made under
43 authority of this section shall be paid by the corporation examined.

Sec. 2. (a) No person, firm or corporation shall, for the purpose of organizing or promoting any insurance corporation to be organized or proposed to be organized within or without this State, or promoting the sale of stock of such corporation by it after organization as principal or agent, sell or agree or attempt to sell within this State any stock in such insurance corporation, unless the contract of subscription or of sale shall be in writing and contain a provision in the following language:

“No sum shall be used for commission, promotion and organization expenses on account of any share of stock in this corporation, in excess of per cent of the amount actually paid upon separate subscriptions (or in lieu thereof there may be inserted, of \$. per share from every fully paid subscription), for such stock, and the remainder of such payments shall be held or invested as authorized by the law governing such insurance corporation and held by the organizers (or trustees, as the case may be) and the directors and officers of such corporation after organization as bailees for the subscriber, to be used only in the conduct of the business of insurance by such corporation after having been licensed therefor by proper authority.”

(b) The term “stock,” as used in this section, shall include bonds and any other evidences of indebtedness or of interest in the profits of any such corporation.

(c) Funds and securities held by the corporators, organizers, trustees, directors or officers as bailees shall be deposited with any bank or trust company of this State until such corporation has been licensed as aforesaid.

(d) Every contract within sub-section (a) shall contain a statement giving the names of the corporators (or trustees, as the case may be) and their residence, the par value of the shares and the prices at which shares have been, are, or are to be sold, the number of shares at each price, the total number of shares, and be filled in with the percentage or amount which may be used for commission, promotion or organization expenses, which together shall not exceed fifteen per cent of the amount actually paid upon separate subscriptions for such

31 stock, provided that until the thirtieth day of June, 1919, the provisions of this
32 sub-section in regard to limitation of expenses shall not apply to the organiza-
33 tion of or sale of stock in any domestic insurance corporation of which the dec-
34 laration of organization has been filed with the Superintendent of Insurance
35 and approved and certified to by him as required by law prior to the taking
36 effect of this Act.

Sec. 3. No such corporation referred to in section one of this Act and no
2 officer, director, agent or employee thereof or any other person, firm or cor-
3 poration shall issue, circulate or employ or cause or permit to be used, issued,
4 circulated or employed, any circular or statement, whether printed, or oral, of
5 any sort, misrepresenting or exaggerating the earnings of such corporations or
6 the value of their corporate stock or other securities or the profits to be de-
7 rived, either directly or indirectly, from their organization and management.

Sec. 4. Any person, partnership, organization, association or corporation,
2 or any member of such partnership, organization or association or officer or
3 director of such corporation violating any of the provisions of this Act shall be
4 subject to a penalty not exceeding one thousand dollars or by imprisonment
5 for not exceeding one year, or both by such fine and imprisonment under an
6 action to be brought in the name of the People of the State of Illinois by the
7 Superintendent of Insurance in any court having jurisdiction thereof, any pen-
8 alty so recovered to be paid into the county treasury of the county in which re-
9 covery is had.

Sec. 5. All Acts and parts of Acts inconsistent herewith are hereby re-
2 pealed.



- 1 Introduced by Mr. Pace, March 12, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as subsequently amended, by amending section thirty-eight (38) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as subsequently amended, be and the same is hereby amended by amending section thirty-eight (38) thereof to read as follows:

6 Sec. 38. Whoever is found in any building, ship or vessel, or upon the
7 premises of another, with intent to commit the crime of murder, rape, robbery,
8 larceny or other felony, or with intent to steal live stock, domestic animals or
9 poultry, shall be imprisoned in the penitentiary for not less than one (1) year
10 nor more than five (5) years.



- 1 Introduced by Mr. Gregory, March 12, 1917.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

A BILL

For an Act to create sanitary districts and to provide for sewage disposal.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That whenever any area of contiguous
3 territory shall contain one or more incorporated cities, towns or villages or parts
4 of one or more incorporated cities, towns or villages, and shall be so situated
5 that the construction and maintenance of a plant or plants for the purification
6 and treatment of sewage and the maintenance of a common outlet for the drain-
7 age thereof, will conduce to the preservation of the public health, the same may
8 be incorporated as a sanitary district under this Act in the manner following:

9 Any one hundred (100) legal voters, resident within the limits of such pro-
10 posed sanitary district may petition the county judge of the proposed district,
11 or the major portion thereof is located, to cause the question to be submitted to
12 the legal voters of such proposed district whether such proposed territory shall
13 be organized as a sanitary district under this Act, such petition shall be ad-
14 dressed to said county judge and shall contain a definite description of the

15 boundaries of the territory to be embraced in such district, and the name of
16 such proposed sanitary district: *Provided, however,* that no territory shall be
17 included in any municipal corporation formed hereunder which is not situated
18 within the limits of a city, incorporated town or village, or within three miles out-
19 side thereof, and no territory shall be included within more than one sanitary
20 district under this Act. Upon filing of such petition in the office of the county
21 clerk of the county in which such territory is situated, it shall be the duty of the
22 county judge to call to his assistance two judges of the circuit court of the circuit
23 embracing such proposed district and such judges shall constitute a board of
24 commissioners which shall have power and authority to consider the boundaries
25 of any such proposed sanitary district, whether the same shall be as described
26 in such petition or otherwise, and the decision of two of such commissioners
27 shall be conclusive and not subject to review in any manner, directly or in-
28 directly.

29 Notice shall be given by such county judge of the time and place where such
30 commissioners will meet, by a publication inserted in one or more daily or weekly
31 papers published in such proposed district, at least twenty days prior to such
32 meeting, and if no such newspaper is published in such proposed district, then by
33 posting at least five copies of such notice in such proposed district at least
34 twenty (20) days before such hearing.

35 At such meeting the county judge shall preside and all persons in such pro-
36 posed district shall have an opportunity to be heard touching the location and
37 boundary of such proposed district and to make suggestions regarding the same,
38 and such commissioners, after hearing statements, evidence and suggestions,
39 shall fix and determine the limits and boundaries of such proposed district, and
40 for that purpose and to that extent may alter and amend such petition. After
41 such determination by said commissioners or a majority of them, the same shall
42 be incorporated in an order which shall be spread at length upon the records of
43 the county court. Upon the entering of such order, the county judge shall sub-
44 mit to the legal voters of the proposed sanitary district, the question of organi-

45 zation and establishment of the proposed sanitary district as determined by said
 46 commissioners, at an election to be held within sixty (60) days after the entering
 47 of such order, notice whereof shall be given by the county judge at least twenty
 48 (20) days prior thereto by publication in one or more daily papers published
 49 within such proposed sanitary district, or if no daily newspaper is published
 50 in such proposed sanitary district, then by posting at least five copies of such
 51 notice in said district at least twenty (20) days before such election. Such notice
 52 to specify briefly the purpose of such election, with a description of such proposed
 53 district, and the time and places for holding such election.

54 Each legal voter resident within such proposed sanitary district shall have
 55 the right to cast a ballot at such election. Ballots at elections held under this
 56 section shall be in substantially the following form, to-wit:

For Sanitary District.	
Against Sanitary District.	

57 The ballots so cast shall be received, returned and canvassed in the same
 58 manner and by the same officers as is provided by law, in the case of ballots cast
 59 for county officers, except as herein modified. The county judge shall cause a
 60 statement of the result of such election to be spread upon the records of the
 61 county court. If a majority of the votes cast upon the question of incorporation
 62 of the proposed sanitary district shall be in favor of the proposed sanitary dis-
 63 trict, such proposed district shall thenceforth be deemed an organized sanitary
 64 district under this Act.

Sec. 2. All courts in this State shall take judicial notice of this existence of
 2 all sanitary districts organized under this Act.

Sec. 3. A board of trustees, consisting of three members, for the govern-
 2 ment, control and management of the affairs and business of each sanitary dis-
 3 trict organized under this Act shall be created in the following manner:

4 Within twenty (20) days after the adoption of said Act, as provided in
 5 section one hereof, the said county judge shall appoint three trustees who shall
 6 hold their office respectively for one, two and three years, from the first Monday
 7 of May after their appointment and until their successors are appointed and
 8 have qualified, and thereafter on or before the second Monday in April of each
 9 year the said county judge shall appoint one trustee whose term shall be for
 10 three years commencing the first Monday in May of the year in which they are
 11 respectively appointed. The length of the term of the first trustee shall be de-
 12 termined by lot at their first meeting.

13 Said county judge shall require each of said trustees to enter into bond, with
 14 security to be approved by such county judge, in such sum as said county judge
 15 may determine.

16 A majority of the board of trustees shall constitute a quorum but a smaller
 17 number may adjourn from day to day. No trustee or employee of such dis-
 18 trict shall be directly or indirectly interested in any contract, work or business
 19 of the district, or the sale of any article, the expense, price or consideration of
 20 which is paid by such district; nor in the purchase of any real estate or other
 21 property belonging to the district, or which shall be sold for taxes or assess-
 22 ments, or by virtue of legal process at the suit of said district. The trustees
 23 shall have the power to provide and adopt a corporate seal for the district.

 Sec. 4. The trustees elected in pursuance of the foregoing provisions of this
 2 Act shall constitute a board of trustees for the district by which they are
 3 elected, which board of trustees is hereby declared to be the corporate authorities
 4 of such sanitary district, and shall exercise all the powers and manage and con-
 5 trol all the affairs and property of such district; said board of trustees at their
 6 first meeting in May of each year, shall elect one of their number as president
 7 and one of their number as clerk, and said board of trustees shall have the right
 8 to elect a treasurer, engineer and attorney for said district, who shall hold their
 9 respective offices during the pleasure of the board, and who shall give such bond
 10 as may be required by said board. Said board may prescribe the duties and fix

11 the compensation of all the officers and employees of said sanitary district
12 *Provided, however,* that a member of said board of trustees shall in no case re-
13 ceive a sum to exceed the sum of one hundred (\$100) dollars per annum. Said
14 board of trustees shall have full power to pass all necessary ordinances, rules
15 and regulations for the proper management and conduct of the business of said
16 board of trustees and of said corporation, and for carrying into effect the ob-
17 jects for which such sanitary district is formed.

Sec. 5. All ordinances imposing any penalty or making any appropriations
2 shall, within one month after they are passed, be published at least once in a
3 newspaper published in such district, or if no such newspaper of general circu-
4 lation is published therein, by posting copies of the same in three public places
5 in the district; and no such ordinance shall take effect until ten days after it is
6 so published, and all other ordinances, orders and resolutions shall take effect
7 from and after their passage unless otherwise provided therein.

Sec. 6. All ordinances, orders and resolutions, and the date of publication
2 thereof, may be proven by the certificate of the clerk under the seal of the cor-
3 poration, and when printed in book or pamphlet form, and purporting to be pub-
4 lished by the board of trustees, such book or pamphlet shall be received as evi-
5 dence of the passage and legal publication of such ordinances, orders and reso-
6 lutions, as of the dates mentioned in such book or pamphlet in all courts and
7 places without further proof.

Sec. 7. The board of trustees of any sanitary district organized under
2 this Act shall have power to provide for the disposal of the sewage thereof and
3 to save and preserve the water supplied to the inhabitants of such district from
4 contamination and for that purpose may construct and maintain an enclosed
5 conduit or conduits, main pipe or pipes, wholly or partially submerged, buried
6 or otherwise, and by means of pumps or otherwise cause such sewage to flow or
7 to be forced through such conduit or conduits, pipe or pipes to and into any

8 ditch or canal constructed and operated by any other sanitary district, after
9 having first acquired the right so to do, or such board may provide for the drain-
10 age of such district by laying out, establishing, constructing and maintaining
11 one or more channels, drains, ditches and outlets for carrying off and disposing
12 of the drainage (including the sewage) of such district, together with such ad-
13 juncts and additions thereto as may be necessary or proper to cause such chan-
14 nels or outlets to accomplish the end for which they are designed, in a satisfac-
15 tory manner, including pumps and pumping stations and the operation of the
16 same. Such board may also treat and purify such sewage so that when the same
17 shall flow into any lake or other watercourse, it will not injuriously contaminate
18 the waters thereof, and may adopt any other feasible method to accomplish the
19 object for which such sanitary district may be created, and may also provide
20 means whereby the said sanitary district may reach and procure supplies of
21 water for diluting and flushing purposes: *Provided, however,* that nothing here-
22 in contained shall be construed to empower or authorize such board of trustees
23 to operate a system of water works for the purpose of furnishing or delivery
24 water to any such municipality or to the inhabitants thereof. Nothing in this
25 Act contained shall authorize said trustees to flow the sewage of such district
26 into Lake Michigan and any such plan for sewage disposal by any sanitary dis-
27 trict organized hereunder, is hereby prohibited.

Sec. 8. Such sanitary district may acquire by purchase, condemnation, or
2 otherwise any and all real and personal property, right of way and privilege,
3 either within or without its corporate limits that may be required for its cor-
4 porate purposes; and in case any district formed hereunder shall be unable to
5 agree with any other sanitary district upon the terms under which it shall be
6 permitted to use the drains, channels or ditches of such other sanitary district,
7 the right to so use the same may be acquired by condemnation in any court of
8 competent jurisdiction by proceedings in the manner, as near as may be, as is
9 provided in and by an Act entitled, "An Act to provide for the construction,

10 reparation and protection of drains, ditches and levees across the land of other
11 for agricultural, sanitary and mining purposes, and to provide for the organiza-
12 tion of drainage districts," approved and in force May 29, 1879, and all amend-
13 ments thereto. The compensation to be paid for such use may be a gross sum, or
14 it may be in the form of an annual rental, to be paid in yearly installments as and
15 in the manner provided by the judgment or decree of the court wherein such
16 proceedings may be had: *Provided, however,* all moneys for the purchase and
17 condemnation of any property shall be paid before possession is taken or any
18 work done on the premises damaged by the construction of such channel or outlet,
19 and in case of an appeal from the county court taken by either party whereby
20 the amount of damages is not finally determined, then possession may be taken,
21 provided that the amount of judgment in such court shall be deposited at some
22 bank to be designated by the judge of said court, subject to the payment of such
23 damages on orders signed by such county judge, whenever the amount of dam-
24 ages is finally determined. Said sanitary district shall have the power to sell,
25 convey, vacate and release the said real or personal property, right of way and
26 privileges acquired by it when the same is no longer required for the purposes
27 of said district.

Sec. 9. The corporation may borrow money for corporate purposes and
2 may issue bonds therefor, but shall not become indebted in any manner, or for
3 any purpose, to an amount in the aggregate to exceed five per centum on the
4 valuation of taxable property therein to be ascertained by the last assessment
5 for State and county taxes previous to the incurring of such indebtedness.
6 Whenever the board of trustees of such district desires to issue bonds here-
7 under they shall order an election to be held in such district upon the question.
8 The notice of election shall state the amount of bonds to be issued and the polling
9 places, at which such election shall be held, and shall be posted in at least five
10 public places at least twenty days prior to the election. Such election notice
11 shall also be published in a newspaper published in said district at least twenty
12 days prior to the election. The board of trustees shall appoint judges and

13 clerks for such election, and the return of such election shall be filed with the
 14 clerk of the board of trustees and be canvassed and the result ascertained by
 15 said board and entered upon the records of the district. If it shall appear that
 16 a majority of the voters voting at said election on said question shall have voted
 17 in favor of the issue of said bonds, the board of trustees shall order and direct
 18 the execution of the bonds for and on behalf of said district. All bonds issued
 19 hereunder shall mature in not exceeding twenty annual installments. The bal-
 20 lots at elections held under this section shall be in substantially the following
 21 form:

Proposition to issue bonds of.....district to the amount of dollars.	Yes	
	No	

Sec. 10. At the time of or before incurring any indebtedness, the board of
 2 trustees shall provide for the collection of a direct annual tax sufficient to pay
 3 the interest on such debt as it falls due, and also to pay and discharge the prin-
 4 cipal thereof as the same shall fall due, and at least within twenty years from
 5 the time of contracting the same.

Sec. 11. All contracts for work to be done by such municipality, the expense
 2 of which will exceed five hundred dollars, shall be let to the lowest responsible
 3 bidder therefor upon not less than thirty days' public notice of the terms and
 4 conditions upon which the contract is to be let, having been given by publication
 5 in a newspaper of general circulation published in said district, and the said
 6 board shall have the power and authority to reject any and all bids, and re-
 7 advertise.

8 And in all other respects such contract shall be entered into and the perform-
 9 ance thereof controlled by the provisions of an Act entitled, "An Act concerning
 10 local improvements," approved June 14, 1897, in force July 1, 1897, and amend-
 11 ments thereto as near as may be: *Provided*, that contracts may be let for
 12 making proper and suitable connections between the mains and outlets of the

13 respective sanitary sewers in said district with any conduit, conduits, main pipe
14 or pipes that may be constructed by such sanitary district.

Sec. 12. The board of trustees may levy and collect other taxes for corporate purposes upon property within the territorial limits of such sanitary district, the aggregate amount of which for each year shall not exceed one-half of one per centum of the value of the taxable property within the corporate limits, as the same shall be assessed and equalized for the State and county taxes of the year in which the levy is made: *Provided, however,* that a like sum in addition thereto may be levied when such additional tax has been authorized by the legal voters of such district at an election duly called therefor. Such election shall be governed by the terms of this Act relating to elections held to decide on the proposition of issuing bonds of said district.

Said board shall cause the amount required to be raised by taxation in each year to be certified to the county clerk on or before the second Tuesday in August, as provided in section one hundred and twenty-two of the general revenue law. All taxes so levied and certified shall be collected and enforced in the same manner and by the same officers as State and county taxes, and shall be paid over by the officer collecting the same to the treasurer of the sanitary district in the manner and at the time provided by the general revenue law.

The treasurer shall, when the moneys of the district are deposited with any bank or other depository, require such bank or other depository to pay the same rates of interest for such moneys deposited as such bank or other depository is accustomed to pay depositors under like circumstances, in the usual course of its business. All interest so paid shall be placed in the general funds of the district, to be used as other moneys belonging to such district raised by general taxation.

Sec. 13. Every such district is authorized to construct, maintain, alter and extend its sewers, channels, ditches and drains, as a proper use of highways along, upon, under and across any highway, street, alley or public ground in the State,

4 but so as not to incommode the public use thereof, and the right and authority
 5 are hereby granted to any such district to construct, maintain and operate any
 6 conduit or conduits, main pipe or pipes, wholly or partially submerged, buried
 7 or otherwise, in, upon and along any of the lands owned by said State under any
 8 of the public waters therein: *Provided*, that the extent and location of the lands
 9 and waters so to be used and appropriated shall be approved by the Governor
 10 of said State of Illinois, upon application duly made to him asking for such ap-
 11 proval: *And, provided, further*, that the rights, permission and authority here-
 12 by granted shall be subject to all public rights of commerce and navigation, and
 13 to the authority of the United States in behalf of such public rights, and also to
 14 the right of said State of Illinois to regulate and control fishing in said public
 15 waters.

Sec. 14. Whenever there shall be located within the bounds of any such
 2 sanitary district organized under the provisions of this Act, any United States
 3 military post, reservation or station, or any naval station, the said board of trus-
 4 tees of such district are hereby authorized to enter into contracts or agreements
 5 with the War Department, or other proper authorities of the United States, per-
 6 mitting them to connect with any such conduit or conduits, main pipe or pipes,
 7 and discharge the drainage, sewage or other impure or contaminated liquids
 8 therein.

Sec. 15. Whenever the board of trustees of any sanitary district shall pass
 2 an ordinance for the making of any improvement which such district is authorized
 3 to make, the making of which will require that private property should be taken
 4 or damaged, such district may cause compensation therefor to be ascertained,
 5 and may condemn and acquire possession thereof in the same manner, as nearly
 6 as may be, as is provided in an Act entitled, "An Act to provide for the exercise
 7 of the right of eminent domain," approved April 10, 1872, and all amendments
 8 thereto: *Provided, however*, that proceedings to ascertain the compensation to
 9 be paid for taking or damaging private property shall in all cases be instituted

10 in the county where the property sought to be taken or damaged is situated:
 11 *And, provided,* that all damages to property, whether determined by agreement
 12 or by final judgment of court, shall be paid, prior to the payment of any other
 13 debt or obligation.

Sec. 16. When, in making any improvements which any district is author
 2 ized by this Act to make, it shall be necessary to enter upon and take possession
 3 of any existing drains, sewers, sewer outlets, plants for the purification of
 4 sewage or water, or any other public property, or property held for public use,
 5 the board of trustees of such district shall have the power so to do and may ac-
 6 quire the necessary right of way over any other property held for public use
 7 in the same manner as is herein provided for acquiring private property, and
 8 may enter upon, and use the same for the purposes aforesaid: *Provided,* the
 9 public use thereof shall not be unnecessarily interrupted or interfered with, and
 10 that the same shall be restored to its former usefulness as soon as possible.

Sec. 17. Any district formed hereunder shall have the right to permit terri-
 2 tory lying outside its limits, whether within any other sanitary district or not, to
 3 drain into and use any channel or drain made by it, upon such payments, terms
 4 and conditions as may be mutually agreed upon, and any district formed here-
 5 under is hereby given full power and authority to contract for the right to use
 6 any drain or channel which may be made by any other sanitary district, upon
 7 such terms as may be mutually agreed upon, and to raise the money called for
 8 by any such contract in the same way and to the same extent as such district
 9 is authorized to raise money for any other corporate purposes.

Sec. 18. The board of trustees of any such sanitary district shall have
 2 power and authority to prevent the pollution of any waters from which a water
 3 supply may be obtained by any city, town or village within said district, and shall
 4 have the right and power to appoint and support a sufficient police force, the
 5 members of which may have and exercise police powers over the territory within

6 such drainage district, and over the waters from which said water supply may
7 be obtained, for a distance of three miles from the shore thereof, or from the
8 source of said water supply for the purpose of preventing the pollution of said
9 waters, and any interference with any of the property of such sanitary district;
10 but such police officers when acting within the limits of any such city, town or
11 village, shall act in aid of the regular police force thereof, and shall then be
12 subject to the direction of its chief of police, city or village marshals or other
13 head thereof: *Provided*, that in so doing they shall not be prevented or hindered
14 from executing the orders and authority of said board of trustees of such sani-
15 tary district: *Provided, further*, that before compelling a change in any method
16 of disposal of sewage so as to prevent the said pollution of any water, the
17 board of trustees of such district shall first have provided means to prevent the
18 pollution of said water from sewage or refuse originating from their own sani-
19 tary district.



- 1 Introduced by Mr. Thomas E. Lyon, March 12, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

A BILL

For an Act to authorize the incorporation of insurance companies for the payment of
maternity benefits and to regulate the same.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That any number of persons, not less than
3 seven citizens of the United States, a majority of whom shall be citizens and resi-
4 dents of this State, may associate themselves together for the purpose of pro-
5 viding maternity benefits, in accordance with the provisions hereof.

Sec. 2. Such persons may make, sign and acknowledge and file in the office
2 of the Department of Trade and Commerce, a declaration of their intention to
3 organize such corporation, which declaration shall contain a copy of the charter
4 proposed to be adopted by them, which charter shall state:

5 First. The name of the corporation and the place where the principal offices
6 of the transaction of business shall be located.

7 Second. The amount of capital stock, the number of shares thereof and the
8 amount of each share.

9 Third. The designation of the general officers and the number of directors
10 or trustees.

11 Fourth. The mode and manner of electing directors or trustees, filling va-
12 cancies in their number and their term of office.

13 Fifth. The period for the commencement and termination of their fiscal
14 year.

15 Sixth. That they associate for the purpose of transacting the business of
16 maternity insurance.

17 Seventh. Such other provisions or articles not inconsistent with law as they
18 may deem proper to be therein inserted for the interest of such corporation for
19 the accomplishment of the purposes thereof; and shall thereupon publish a no-
20 tice of such intention once in each week for at least four (4) weeks in a news-
21 paper of general circulation published in the county where such corporation is
22 proposed to be located and shall file in the office of the Department of Trade and
23 Commerce proof of such publication by affidavit of the publisher, clerk or fore-
24 man of such publisher. The persons so associating for the purpose of forming
25 a corporation, as aforesaid, shall sign and acknowledge the articles before a
26 person authorized to take acknowledgments. The name of any previously exist-
27 ing corporation, or a name so similar as to mislead the public, shall not be adopted
28 unless with the written consent of the principal officers of such existing cor-
29 poration. The articles shall so classify the directors that a proportional num-
30 ber of them shall hold office for one, two and three years, respectively, and there-
31 after their terms shall be three years.

Sec. 3. No such corporation shall do business with a capital stock of less
2 than twenty-five thousand dollars (\$25,000) fully paid in in cash. Before any
3 such corporation commences business its whole capital must be invested in treas-
4 ury notes, stocks or bonds of the United States or of this State, or of cities, vil-
5 lages, towns or counties herein, or in mortgages being first liens on real estate in
6 this State, worth double the amount loaned thereon, exclusive of buildings un-
7 less such buildings are kept insured and the policy held by such corporation, at

8 least fifteen thousand dollars (\$15,000) worth of which stocks, bonds and mortgages, aforesaid, approved by the Department of Trade and Commerce, shall be
 9 duly made or assigned to said department in trust for the purposes hereinafter
 10 mentioned.

12 The Department of Trade and Commerce shall hold such securities for the
 13 benefit and protection of the policy holders of the corporation and so long as
 14 such corporation continues solvent shall permit it to collect the interest or dividends thereon and, from time to time, withdraw such securities, or any part
 15 thereof, on depositing with the said department other securities of the kind heretofore named and of equal value with those withdrawn. If such corporation shall,
 16 at any time, cause all of its unexpired policies to be paid or cancelled and all its
 17 liabilities under such policies thereby be extinguished, then the Department of
 18 Trade and Commerce on application of such corporation, under oath of its president or secretary, on satisfying said department by examination of its books and
 19 its officers, under oath, that all of its policies are so paid, cancelled or extinguished, shall deliver up to it such securities.

Sec. 4. The articles of organization and notices and proof of publication, as
 2 herein provided, shall be examined by the Attorney General and if found to be
 3 in due form he shall so certify to the Department of Trade and Commerce which
 4 shall thereupon notify the incorporators of the approval of such articles, after
 5 receipt of which notice they may open books for subscription to the capital stock
 6 of such proposed corporation and keep the same open until the whole amount
 7 thereof be subscribed, when they may collect the capital and complete the organization of the corporation.

9 Before any such corporation shall commence the transaction of business the
 10 Department of Trade and Commerce shall examine, or cause an examination of
 11 it to be made by a disinterested person especially appointed for that purpose and
 12 if it shall be found that the proper capital has been paid in and is possessed in
 13 money, or invested as required by law, he shall file a certificate in the office of
 14 said department and the incorporators or officers shall also file therein a certifi-

15 cate, under oath, that the capital exhibited to such examiner is *bona fide* the
16 property of the corporation and deposit with the said department the securities
17 provided for in the preceding section. The director of said department shall
18 then deliver to them a certificate of deposit and a certified copy of the declara-
19 tion signed by the incorporators which, when filed for record in the office of the
20 recorder of deeds, in the county in which such corporation is to be located, shall
21 be authority to commence the business of maternity benefits therein defined.

Sec. 5. Any corporation organized under this Act may invest any surplus
2 money, in excess of its capital stock in or loan the same upon the pledge of stocks
3 or bonds of the United States or any of the states, or of any city or county of this
4 State, or in the stocks or bonds or other evidences of indebtedness of any sol-
5 vent, dividend-paying corporation, incorporated under the laws of this State, or
6 of the United States, except their own stock, provided the market value of such
7 stock, bonds or other evidences of indebtedness shall be at all times during the
8 continuance of such loan not less than ten per cent (10%) more than the sum
9 loaned thereon.

Sec. 6. Any life, accident or casualty insurance corporation organized un-
2 der the laws of any other state or foreign country if permitted, according to law,
3 to transact its regular insurance business in this State, may also provide for con-
4 ducting the business of maternity benefits, as provided herein.

Sec. 7. No corporation organized hereunder and no corporation authorized
2 or permitted to transact the business of maternity benefits in this State, shall pay
3 such benefits if paid on a weekly or monthly basis for a period of longer than
4 three (3) months, or in a sum in excess of one thousand dollars (\$1,000). Such
5 corporations may provide for the payment of benefits on account of sickness due
6 to pregnancy, child-bearing or childbirth, whether alive or stillborn, and on ac-
7 count of the illness of the mother or child within three (3) months after childbirth,
8 or of the death of the mother or child within a time limited in the policy, but not
9 to exceed one (1) year. Each such corporation may effect reinsurance of the

10 whole or any part of any risk taken by it in any other authorized corporation,
11 and may reinsure the risks taken by any other such corporation.

Sec. 8. All policy forms or contracts for benefits issued by any company
2 providing maternity benefits shall be submitted to and approved by the Depart-
3 ment of Trade and Commerce. The rates of premium shall be based upon the
4 best available data and shall be subject to the approval of the said department.
5 Such reserves shall be maintained by all companies transacting a maternity bene-
6 fit business in this State as shall be required by the said department, and the
7 rates of premium and benefits shall be subject to modification, increase or de-
8 crease by order of the said department.

Sec. 9. Every corporation doing business under this Act shall, on or before
2 the first day of December in each year, make and file with the Department of
3 Trade and Commerce, a report of its affairs and operations during the year end-
4 ing on the 30th day of November immediately preceding, in such form as the
5 said department may require, such report to be known as the annual statement.
6 Such report shall be verified by such office of the corporation as the said depart-
7 ment may require, and any corporation refusing or neglecting to make such re-
8 port or to make payment of any fees required by law, shall, upon the order of the
9 said department, cease to do business in this State until such report and payment
10 shall have been made and until the costs of such action be paid.

Sec. 10. Every policy or certificate issued by any corporation doing busi-
2 ness under this Act and promising payment to be made upon a contingency named
3 therein, shall specify the sum of money which it promises to pay under such con-
4 tingency, and the time after satisfactory proof of the happening thereof, in
5 which payment shall be made. Upon the occurrence of such contingency, unless
6 the contract shall have been avoided by fraud or by breach of its conditions, the
7 corporation shall be obligated to the payee or beneficiary for such payment at
8 the time and to the amount specified in the policy or certificate. If such cor-
9 poration shall refuse or fail to make such payment for thirty (30) days after final

10 judgment has been obtained upon such claim the Department of Trade and Com-
11 merce shall notify the corporation not to issue any new policies or certificates
12 until such indebtedness is fully paid, and no officer or agent of the corporation
13 shall make, sign or issue any policy or certificate while such notice is in force.

Sec. 11. No such corporation shall transfer its risks or reinsure them in
2 any other corporation unless the contract of transfer or reinsurance is first sub-
3 mitted to and approved by the Department of Trade and Commerce. Any com-
4 pany, association, individual or individuals writing, offering or promising ma-
5 ternity benefits without complying with the provisions of this Act or in violation
6 thereof, or any person acting as agent for any such company, association, in-
7 dividual or individuals so failing to comply with this Act or who shall violate the
8 provisions hereof, shall forfeit for each offense a sum not exceeding one thou-
9 sand dollars (\$1,000).

Sec. 12. Whenever the capital of any company, association, corporation or
2 individuals authorized to do business under this Act shall become impaired to
3 the extent of twenty-five (25) per cent of the same, or shall otherwise become un-
4 safe, it shall be the duty of the Department of Trade and Commerce to cancel
5 the authority of such company, association, corporation, individual or individ-
6 uals, to do business, and the said department shall give notice to such company,
7 association, corporation, individual or individuals to discontinue issuing new poli-
8 cies within this State, until such capital stock has been made good. Any officer
9 or agent who issues a new policy or contract on behalf of such company after
10 such notice, shall for each offense forfeit a sum not exceeding one thousand dol-
11 lars (\$1,000).

Sec. 13. If any such corporation shall at any time cause all of its unexpired
2 policies to be paid, cancelled or reinsured and all its liabilities under such poli-
3 cies thereby to be extinguished or to be assumed by some other responsible com-
4 pany authorized to do business in this State, the Department of Trade and Com-
5 merce shall upon application verified by the oath of the president or secretary of

6 such corporation, and on being satisfied by the examination of its books and of
7 its officers, under oath, that all of its policies are so to be cancelled, extinguished
8 or reinsured, deliver up to it such securities as shall have been deposited with
9 the Department of Trade and Commerce.

Sec. 14. The Department of Trade and Commerce is hereby authorized and
2 empowered to address any inquiries to any corporation or company doing busi-
3 ness under the provisions of this Act, or to the secretary thereof, in relation
4 to its doings or condition, or any other matter connected with its transactions,
5 and it shall be the duty of any such corporation or company so addressed, to
6 reply promptly in writing to any such inquiries, and all such companies failing
7 to answer all of such inquiries shall be prohibited from transacting business in
8 this State and their certificates of authority may be revoked and cancelled.

Sec. 15. It shall be the duty of the Department of Trade and Commerce to
2 make or cause to be made an examination of the conditions and affairs of any
3 corporation or company transacting the business of maternity benefits in this
4 State, whenever it shall be deemed expedient to do so, and also whenever the di-
5 rector shall have good reason to suspect the correctness of any report, or that
6 the affairs of any such company are in an unsound condition.

Sec. 16. Whenever the existing or future laws of any other state of the
2 United States shall require any corporation or company transacting the busi-
3 ness of maternity benefits organized under the laws of this State and having
4 agencies in such other state, or of the agents thereof, any deposit of securities
5 in such state for the protection of policy holders or otherwise, or in payment of
6 taxes, fines, penalties, certificate of authority, license fee or otherwise greater
7 than the amount required for such purpose from similar companies of other states
8 by the then existing laws of this State, then and in every such case all corpora-
9 tions or companies transacting the business of maternity benefits of such states,
10 establishing or having heretofore established an agency or agencies in this State,
11 shall be and are hereby required to make the same deposit for a like purpose

12 with the Department of Trade and Commerce of this State, and to pay to the said
13 department for taxes, fines, penalties, certificate of authority, license fees or any
14 other obligation, an amount equal to the amount of such charges and payments
15 imposed by the laws of such other states upon the companies of this State, and
16 the agents thereof.

Sec. 17. Every corporation or company not organized under the laws of
2 this State and wishing to transact the business of maternity benefits in this
3 State, shall, before transacting such business, deposit with the Department of
4 Trade and Commerce a copy of the charter of the company and a statement
5 signed and sworn to by the president or vice-president and secretary in the
6 form prescribed or authorized for the annual statement adapted to the business
7 done by such company.

Sec. 18. The following fees shall be paid the Department of Trade and
2 Commerce in connection with corporations or companies to transact the business
3 of maternity benefits:

4 For incorporation, twenty-five dollars (\$25.00); for filing certified copies of
5 charters required of foreign companies, twenty-five dollars (\$25.00); for filing
6 the annual statement, ten dollars (\$10.00); for each agent's certificate of author-
7 ity, two dollars (\$2.00); for every copy of a paper filed in the office of the De-
8 partment of Trade and Commerce, twenty cents (20c) per folio; and for affixing
9 the seal of said office to such a copy and certifying same, one dollar (\$1.00). For
10 examinations required or necessary under the provisions of this Act the expense
11 incurred shall be paid to the Department of Trade and Commerce by the com-
12 pany examined.

1 Introduced by Mr. Thomas E. Lyon, March 12, 1917.

2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

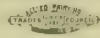
For an Act making an appropriation to the executrix of James A. Creighton, deceased, late circuit judge of the Seventh judicial district of the State of Illinois.

WHEREAS, James A. Creighton, of the City of Springfield, Sangamon county, Illinois, departed this life on the fifteenth day of December, 1916, and at the time of his death, and for more than thirty-one consecutive years prior thereto, was and had been a duly elected, qualified and acting circuit judge in the Seventh judicial district of this State; and,

WHEREAS, the salary of said James A. Creighton as such circuit judge has been drawn up to the date of his decease only; and,

WHEREAS, at a special election called to fill the vacancy of circuit judge in the Seventh judicial district of the State of Illinois caused by the death of the said James A. Creighton, a successor has been duly elected, and whose qualification to fill the said vacancy caused by the death of the said James A. Creighton is set for April 16th, 1917, and said office will remain vacant until the date of said qualification, now, therefore,

SECTION 1. *Be it enacted by the People of the State of Illinois,*
represented in the General Assembly: That the sum of sixteen hundred sixty-six
dollars and sixty seven cents (\$1665.67) be and the same is hereby appropriated
to the executrix of the last will and testament of James A. Creighton, deceased,
being the amount of salary as circuit judge as aforesaid from December 15, 1916,
to April 16, 1917, and the Auditor of Public Accounts is hereby authorized and di-
rected to draw his warrant in said amount on the State Treasurer in favor of
such executrix for the payment thereof out of any funds in the State treasury not
otherwise appropriated.



- 1 Introduced by Mr. Wilson, March 12, 1917.
- 2 Read by title, ordered printed and referred to Committee on License and Miscellaneous.
lany.

A BILL

For an Act to provide for the licensing of auctioneers and regulating the calling, business and vocation of an auctioneer, and to insure the better qualifications of persons following such vocation in the State of Illinois.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That on and after January 1, 1918, no
3 person shall transact the business of an auctioneer, as defined herein, in this State,
4 except when licensed so to do, as provided herein.

Sec. 2. For the purposes of this Act, auctioneer is defined as follows: "A
2 person who conducts a public competitive sale."

Sec. 3. Within sixty (60) days after this Act becomes effective provision
2 shall be made by the Department of Registration and Education for holding ex-
3 aminations, at least twice in each year, of applicants for license to follow the
4 vocation of an auctioneer, and any person over twenty-one years of age upon
5 filing proper application as hereinafter provided and payment of a fee of five

6 dollars (\$5.00) to the Department of Registration and Education, shall be entitled
7 to an examination for determining his or her qualifications. All examinations
8 shall be made in person and directly by said Department of Registration and
9 Education, or by a committee of two persons delegated by said department, and
10 it shall be the duty of the Department of Registration and Education, upon the
11 receipt of any application, to notify the applicant of the time and place for ex-
12 amination. The examination shall be uniform and impartial and shall have
13 special reference to and include a test of the candidate's knowledge of the duties
14 of an auctioneer, and his or her ability to make practical application of such
15 knowledge in the ordinary professional work of an auctioneer, and should also
16 seek to determine his or her knowledge of the laws of contract as applied to
17 auctioneers. Said examinations shall at different times be held in cities in dif-
18 ferent parts of the State distributed as evenly as possible for the convenience of
19 the applicants. If deemed advisable by the Department of Registration and Ed-
20 ucation, additional examinations may be had at such times and places as the said
21 department may from time to time determine. The Department of Registration
22 and Education shall keep a record of all of its proceedings, which shall show also
23 if the applicant was licensed or rejected by examination or otherwise, and such
24 books shall be *prima facie* evidence of all matters required to be kept therein.
25 If the result of the examination of any applicant shall be satisfactory to the De-
26 partment of Registration and Education under its rules, the director shall issue
27 to the applicant, upon payment to the Department of Registration and Education
28 by the candidate, of a fee of twenty-five dollars (\$25.00), a license to follow the
29 vocation of an auctioneer in the State in accordance with the provisions of this
30 Act; which license shall contain the full name and date of birth and place of
31 residence of the applicant and be sealed with the seal of the Department of Reg-
32 istration and Education. All papers received by the Department of Registration
33 and Education in relation to applications for license shall be kept on file in the
34 office of said department, indexed and a record kept thereof. Said department
35 shall keep a register in which shall be entered the names of all persons to whom

36 licenses were issued under this Act, which register shall be open to public in
37 spection.

Sec. 4. All moneys received by the Department of Registration and Edu-
2 cation shall be paid into the State treasury, according to law.

Sec. 5. All persons who are now and have been actually engaged for a pe-
2 riod of two years previous to the passage of this Act in the occupation of an
3 auctioneer or following the vocation of an auctioneer in this State shall within
4 ninety days after the approval of this Act file with the Department of Registra-
5 tion and Education an affidavit setting forth his or her name, residence and
6 length of time and the place he or she has followed the vocation of an auction-
7 eer, and shall present to the Department of Registration and Education the fee
8 of twenty-five dollars (\$25.00) and a license shall thereupon be granted to him
9 or her authorizing him or her to follow the vocation of an auctioneer in this
10 State.

Sec. 6. Any person desiring to obtain a license under this Act shall make
2 sworn application to the Department of Registration and Education therefor,
3 and at least thirty days before the date of examination present to the said de-
4 partment a certificate of good moral character from some court of record of this
5 State, and present himself before the examiners selected by the director of the
6 Department of Registration and Education for the examination of applicants.
7 This application shall be such as will satisfy the said department that the appli-
8 cant has studied and followed the occupation of an auctioneer for one year as
9 an apprentice under one or more practicing auctioneers, or is a graduate and
10 holding a diploma from some auctioneer college of good standing, or has fol-
11 lowed the vocation of an auctioneer for at least two years in the State of Illinois
12 or other states. Every licensed auctioneer having satisfactorily passed said ex-
13 amination and received a license in accordance with this Act shall have the said
14 license recorded in the office of the county clerk in each and every county in the
15 State in which the holder thereof shall practice, and said holder thereof shall pay

16 to the clerk for the filing of the same the same fee that is charged for the re-
17 cording of notarial commissions. A license not so recorded shall be of no legal
18 effect. Every county clerk shall keep in a book provided for the purpose, a
19 complete list of all the licenses recorded by him under the provisions of this
20 Act, together with the date of the issuance of each license. Any auctioneer who
21 shall present to the Department of Registration and Education satisfactory proof
22 that he has been and is at the time of his application duly licensed to follow the
23 vocation of an auctioneer by any state other than that of Illinois shall, upon
24 payment of a fee of five dollars (\$5.00) be entitled to receive from said Depart-
25 ment of Registration and Education a license to follow said vocation within the
26 State, subject to the provisions and restrictions of this Act.

Sec. 7. A license issued in accordance with this Act shall be sufficient war-
2 rant to one holding the same to engage in the calling of an auctioneer or to follow
3 the vocation of an auctioneer while the same shall be in force, in any place within
4 the State of Illinois: *Provided, however,* that nothing contained in this Act shall
5 be held to prevent any municipality from taxing and regulating the business of
6 peddlers, street hawkers of merchandise and itinerant merchants.

Sec. 8. Every licensed auctioneer shall have a seal, the impression of which
2 must contain the name of the auctioneer, his or her place of business, and the
3 words: "Licensed Auctioneer, State of Illinois," with which he or she shall stamp
4 all certificates issued by him or her.

Sec. 9. Nothing in this Act shall prohibit any person from serving as an
2 apprentice under an auctioneer authorized to follow that vocation under this Act,
3 or from serving as a student in any auctioneers' school for the training of stu-
4 dents in such trade under the training of a qualified auctioneer: *Provided,* that
5 such apprentice or student shall apply to said Department of Registration and
6 Education to have his or her name registered with said department in a book
7 which shall be kept by said department for the registration of apprentices and

8 students, and secure a permit from said department to practice as an apprentice
9 or student under the instructions of a qualified auctioneer.

Sec. 10. All licenses issued under this Act shall be valid for two years
2 from the date of issuance, but null and void after the expiration of said period,
3 unless renewed by the licensee by the payment of a fee of twenty-five dollars
4 (\$25.00), and making application for renewal. Upon receiving a renewal fee and
5 application as provided, the Department of Registration and Education shall re-
6 new the license for a period of two years from the date of its expiration, and
7 such renewals shall be without limit in number except for cause for revocation as
8 provided in this Act.

Sec. 11. An auctioneer's license issued in accordance with the provisions of
2 this Act shall remain in full force for the period herein provided, unless revoked
3 for cause as hereinafter provided. Any license so granted may be revoked by the
4 director of the Department of Registration and Education for gross incompe-
5 tency, recklessness, misrepresentation, embezzlement or dishonest practice on the
6 part of the holder thereof, but before any such license shall be revoked such
7 holder shall be entitled to at least twenty days' notice of the charges against him,
8 and of the time and place of the hearing before the Department of Registration
9 and Education for the determination of such charges. The said department at
10 such hearing shall have the power of a court of record sitting in the county in
11 which the same shall be, and the power to issue subpoenas and compel the at-
12 tendance and testimony of witnesses.

13 The witnesses shall be entitled to the same fees as witnesses in a court of
14 record to be paid in like manner. The accused shall be entitled to the subpoena
15 of the Department of Registration and Education for his witnesses and to be
16 heard in person or by counsel in open trial. The determination of the Depart-
17 ment of Registration and Education shall be final. On the cancellation of such
18 license, it shall be the duty of the director of the Department of Registration
19 and Education to give notice of such cancellation to the county clerk in each county

20 in the State in which to the knowledge of said department the license has been
21 recorded, and each county clerk receiving such notice shall designate the license
22 so recorded in his office as cancelled. After the expiration of one year from the
23 revocation of the license, the person whose license was revoked may again become
24 an applicant for a license, and upon complying with the requirements of this Act
25 relating to the issuance of licenses be granted a new license.

Sec. 12. Any person who shall engage in, follow or exercise the vocation or
2 calling of an auctioneer by offering to sell or dispose of property, real, personal
3 or mixed of another at public outcry without a license as provided in this Act,
4 or being without such license advertises as an auctioneer or exhibits any sign,
5 card or other device which might indicate to the public that he or she is entitled
6 to engage in or exercise the calling of an auctioneer as aforesaid, or violates
7 any of the provisions of this Act, shall be deemed guilty of a misdemeanor, and
8 upon conviction thereof shall be punished by a fine of not less than twenty-five
9 dollars (\$25.00) nor more than one hundred dollars (\$100.00), or by imprison-
10 ment in the county jail for not less than ten days nor more than sixty days.

- 1 Introduced by Mr. Ellis, March 12, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act to revise the law in relation to recorders," approved March 9, 1874, in force July 1, 1874, as subsequently amended, by amending section 9 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: That an Act entitled, "An Act to revise the law in relation to recorders," approved March 9, 1874, in force July 1, 1874, as subsequently amended, be and the same is hereby amended by amending section 9 thereof to read as inserted herein at length.*

Sec. 9. Every recorder shall, as soon as practicable after the filing of any instrument in writing in his office, entitled to be recorded, record the same at length, in the order of time of its reception, in well bound books to be provided for that purpose: *Provided*, that separate books may be kept for the recording of different classes of instruments.

The recorder, or ex officio recorder of deeds, in any county, after recording any deed or other instrument transferring title to real estate, shall transmit such deed or other instrument to the county clerk of such county.

14 Every recorder shall keep his office at the court house of the county for
15 which he is recorder, and shall keep his office open and attend to the duties there-
16 of from eight o'clock a. m. to five o'clock p. m. of each working day, excepting
17 legal holidays.

18 The recorder of the deeds elected as provided for in this Act, shall receive
19 the same fees as are provided by law to be paid to the circuit clerk and *ex officio*
20 recorder for like services.



- 1 Introduced by Mr. Ellis, March 12, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act for the assessment of property and providing the means therefor and to repeal a certain Act therein named," approved February 25, 1898, in force July 1, 1898, as subsequently amended, by adding thereto a new section to be known as section 10a.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: That an Act entitled, "An Act for the assessment of property and providing the means therefor and to repeal a certain Act therein named," approved February 25, 1898, in force July 1, 1898, as subsequently amended, be and the same is hereby amended by adding thereto a new section to be known as section 10a to read as inserted at length herein.*

7 *Sec. 10a. The county clerk shall examine all deeds or other instruments*
8 *transferring title to real estate transmitted or submitted to him by the recorder*
9 *or ex officio recorder of deeds, and shall alter or correct all tax books or tax lists*
10 *in his office so that all real estate shall be listed in such tax books or tax lists in*
11 *the name of the proper owners thereof, as shown by such deeds or other instru-*
12 *ments. Such clerk shall return such deeds or other instruments to the recorder*
13 *or ex officio recorder of deeds immediately after the same have been so examined.*



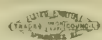
- 1 Introduced by Mr. Benson, March 13, 1917.
- 2 Read by title, ordered printed and referred to Committee on License and Miscellaneous.

A BILL

For an Act to prohibit the manufacture, sale, lease or use of clock, joker, tape, slot or other machines or devices for gambling purposes.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That after the taking effect of this Act it
3 shall be unlawful for any person to manufacture, sell, lease or hold, or offer for
4 sale or lease to another, any clock, joker, tape or slot machine or any other device
5 upon which money is staked or hazarded; or into which money is paid or played
6 upon chance, or upon the result of the action of which money or other valuable
7 thing is staked, bet, hazarded, won or lost. It shall be unlawful to bargain for
8 the sale or lease of any such device, or to collect money or to take compensation,
9 for such sale or lease, or take or accept money from any person or from any
10 such machine, as a share or royalty or compensation for any such lease or sale.
11 Proof that such machine or device, when seized, has not been used, or is out of
12 repair, shall not constitute a defense to a prosecution under this Act.

Sec. 2. Any person violating any provision of this Act shall, upon conviction for the first offense, be fined not less than one hundred (\$100) dollars and imprisoned for not less than ten (10) days in the county jail and for a second offense shall be fined not less than five hundred (\$500) dollars and shall be confined in the county jail for not less than six (6) months, and for a third offense shall be fined not less than five hundred (\$500) dollars and shall be imprisoned in the penitentiary not less than two (2) years nor more than four (4) years.



- 1 Introduced by Mr. Etherton, March 13, 1917.
- 2 Read by title, ordered printed and referred to Committee on Farm Drainage.

A BILL

For an Act to amend certain sections herein particularly mentioned of an Act entitled, "An Act to provide for drainage for agricultural and sanitary purposes and to repeal certain Acts therein named," approved June 27, 1885, in force July 1, 1885, as subsequently amended, and to add to said mentioned Act a new section to be numbered section 41a (forty-one a).

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That sections 2 (two); 21 (twenty-one),
3 26 (twenty-six), 27 (twenty-seven), 40 (forty), 41 (forty-one), and 77 (seventy-
4 seven) of an Act entitled, "An Act to provide for drainage for agricultural and
5 sanitary purposes and to repeal certain Acts therein named," approved June 27,
6 1885, in force July 1, 1885, as amended by an Act approved June 3, 1889, in
7 force July 1, 1889; as amended by an Act approved and in force June 11, 1891;
8 as amended by an Act approved June 21, 1895, in force July 1, 1895; as amend-
9 ed by an Act approved May 10, 1901, in force July 1, 1891; as amended by an Act
10 approved May 11, 1901, in force July 1, 1901; as amended by an Act approved
11 May 18, 1905, in force July 1, 1905; as amended by an Act approved and in force

12 February 27, 1907; and as amended by an Act approved June 25, 1915, in force
 13 July 1, 1915, severally be and are amended so that the same, respectively, shall
 14 read as follows:

Sec. 2. CLERK OF COMMISSIONERS—DUTIES—DRAINAGE RECORD.] The town clerk
 2 shall be the clerk of the commissioners of all drainage districts of his *town which*
 3 *are organized by the order of the highway commissioners of his town.* He shall
 4 be the custodian of all papers and records pertaining to all *districts whereof he*
 5 *is so clerk* and shall keep, in a well bound book to be known as the “Drainage
 6 Record,” a record of the proceedings of the commissioners, *including all maps,*
 7 and shall enter therein at length all the findings and orders of the commission-
 8 ers of *such districts* pertaining to the subject of drainage.

Sec. 21. SPECIAL ASSESSMENTS—HOW MADE—CLASSIFICATION.] *In proceedings*
 2 *for the organization, originally, under this Act, of drainage districts,* the commis-
 3 sioners, as soon as the plans for the work shall have been determined *and speci-*
 9 *fications for and an estimate of the cost of the same completed and filed,* shall
 10 proceed to make special assessments for benefits *upon the lands and property*
 11 *within the district liable to assessment therefor in the manner in this Act pro-*
 12 *vided.* Lands and city and village lots shall be listed according to the legal or
 13 recognized subdivisions thereof in tracts of forty acres or less, or according to
 14 recorded plats, and classified on a graduated scale, to be numbered according to
 15 the *estimated* benefits to result from the contemplated drainage. The tracts, lots
 16 and parcels of land that will receive most and *approximately* equal benefits shall
 17 be numbered 100 (one hundred) and such as are adjudged to receive less benefits
 18 shall be marked with lower numbers denoting the per cent of the *maximum* bene-
 19 fit which such *lower numbered* tracts, lots and parcels will receive. This classi-
 20 fication, when established as hereinafter provided, shall remain, *as to all tracts,*
 21 *lots and parcels of land then so classified, as the basis of apportionment to and*
 22 *among said tracts, lots and parcels of property* of all such special assessments
 23 and taxes as may thereafter be needed for the lawful and proper purposes of

24 the drainage district; but should any tracts, lots, or parcels of land or property
 25 within the district that will be benefited by the work done, by any error, over-
 26 sight, or mistake, have been omitted from the list of lands, lots and property
 27 then so classified, the commissioners, at any time thereafter, upon discovery of the
 28 omission, shall proceed in the same manner to classify such omitted property
 29 without thereby disturbing, or in any manner affecting, the previous classifica-
 30 tion.

31 In districts heretofore formed, which have made one or more levy, or levies,
 32 of assessments and a new levy, or levies, is required, the same, as to lands and
 33 city and village lots, shall be apportioned and distributed, as near as may be,
 34 according to the classification so theretofore made; but if the commissioners be-
 35 lieve, from experience and results, that the former assessment was not fairly
 36 adjusted, in whole or in part, on the several tracts of land and city and village
 37 lots, if any, according to benefits, then the commissioners shall disregard the pro-
 38 portions of the former assessment and make a new classification in accordance
 39 with such proportions as should have been made originally; and wherever and
 40 whenever the character or nature of any property within the district hitherto
 41 shall have been, or hereafter shall be, altered or changed by the location and
 42 construction through, over, or within the district, or any portion of the same, of
 43 any railroad or other private or corporate road, or the laying out, establishing
 44 and opening up within the district, or any portion thereof, of any public road,
 45 and, in any such case, any such railroad, private or other corporate road, or
 46 public road heretofore shall have been, or hereafter shall be, classified in accord-
 47 ance with the provisions of this Act hereinafter, particularly in section 40 (forty)
 48 hereof, provided, whether such classification shall have been, or shall be, made
 49 concurrently with, or independently of and without reference to the classification
 50 of lands and lots, and an assessment, or assessments, of benefits upon or against
 51 such railroad, private or corporate road or public road, under and in pursuance
 52 of such classification, made and levied, such classification and assessment, or as-
 53 sessments, shall be deemed and esteemed, in all courts and places whatever, to

54 *all intents and purposes whatever valid, binding and effectual; provided, that in*
 55 *any district where a classification has been once made and the commissioners,*
 56 *from experience and results, believe that such former classification, in whole or*
 57 *in part, was or is not fairly adjusted on the several tracts of land and city and*
 58 *village lots (if any), or any thereof, or on railroads, other private or corporate*
 59 *roads, or public roads, or any thereof, or as between lands and lots (if any)*
 60 *and railroads or other roads, according to benefits, which may be derived*
 61 *from new or additional assessments, then the commissioners shall disregard such*
 62 *former classification, or such part thereof as shall be so found to be insufficient,*
 63 *inadequate, unequal, or unjust, and make a new classification, in whole or in part,*
 64 *in accordance with justice and right.*

65 When the classification, *in any case*, is completed it shall be properly tabu-
 66 lated, or shown by a map, or both, and filed in the office of the *clerk of the dis-*
 67 *trict* for inspection.

Sec. 26. SPECIAL ASSESSMENTS—HOW MADE.] The commissioners, by resolu-
 2 tion, *or order*, shall direct such amount as they deem necessary *for the purposes*
 3 *of the work contemplated* to be raised by a special assessment upon the property
 4 of the district liable to assessments for benefits, which amount shall be appor-
 5 tioned, *as to lands and lots*, according to acreage and classification figures on
 6 the graduated scale *and, as to public roads, railroads and other roads, according*
 7 *to the fractional figures denoting as to each its per cent of the total of the as-*
 8 *essment, or tax by it to be borne*, so that each tract *and lot of land, public*
 9 *road, railroad and other road* shall bear its just share of the burden in propor-
 10 tion to benefits The commissioners shall make out a special assessment roll,
 11 hereinafter designated tax list, setting down in separate columns therein the
 12 name, when known, of each owner, *his or her post office address, when known*
 13 *(and when both, or either, the name and address are unknown, stating that fact)*
 14 *and in case of public roads the name (if any) of the town and name or number*
 15 *of the road district in which located*, a description *by words, abbreviations, in-*

16 *itals and figures, all or any, of the property assessed, including in the case of*
 17 *lands the number of acres the figure in each instance denoting the classification*
 18 *and the amount of tax, or assessment. All damages and other credits on account*
 19 *of any tract, lot, or other property assessed shall be paid from the general funds*
 20 *of the district and none such shall be entered or appear in the tax list. When*
 21 *completed and duly certified by the commissioners, the tax list shall be filed*
 22 *with the clerk of the district and recorded in the drainage record. Said tax list*
 23 *may be substantially in the following form:*

Names and Post Office Addresses of Owners.	DESCRIPTION OF LAND.				Amount of Tax Levied.	Remarks.
	Subdivision	Sec.	T.	R.	Acreage.	
					\$	

Sec. 27. NOTICE OF ASSESSMENT—APPEAL.] *Any owner of or person inter-*
 2 *ested in any tract, lot or parcel of land, railroad, private or corporate road and*
 3 *the highway commissioners of any town or road district in which is located any*
 4 *public road upon or against which any special assessment, or tax, has been as-*
 5 *essed or levied under this Act may appeal therefrom to the county or circuit*
 6 *court at any time within twenty days after the date of the filing in the office of*
 7 *the clerk of the drainage district of the assessment roll, or tax list, by filing in*
 8 *the office of the clerk of the court to which such appeal is desired a bond, with*
 9 *surety to be approved by such clerk of court, in a penal sum equal to at least*
 10 *double the amount of the tax appealed from, conditioned for the payment of all*
 11 *costs of the appeal in the event that said tax is confirmed or the appeal is dis-*
 12 *missed: Provided, that the clerk of the drainage district, within ten days after*
 13 *the filing in his office of the assessment roll, or tax list, shall send by mail, post-*
 14 *age prepaid, to each person, company and firm, and to the highway commissioners*
 15 *of each town, or road district, named in said roll, or list, at the post office address*
 16 *of such person, company, firm or commissioners therein given, a notice, printed*
 17 *or written, or partly printed and partly written, in which notice shall be stated*
 18 *the name of the drainage district, the description, as stated in said roll, or tax list,*

19 of the property therein assessed to such person, company, firm, town or road
 20 district, the amount of the assessment, or tax, upon each tract, lot, piece or parcel
 21 of property described, and the date of the filing of said roll, or tax list and he
 22 shall also specify a date, to be determined and designated by the commissioners
 23 until which the opportunity to pay and discharge the assessment, or tax, prior to
 24 the issuance of bonds will remain open. Two or more separate tracts, lots or
 25 parcels of property assessed to the same person may be included in one and the
 26 same notice. In case of unknown owners and owners whose post office addresses
 27 are unknown a general notice addressed "To All Persons Interested," in which
 28 shall be stated the name of the drainage district, name of the town in which lo-
 29 cated, the aggregate amount of the assessment, the date of filing the assessment
 30 roll, or tax list, and the date of expiration of the time during which the oppor-
 31 tunity to pay and discharge the assessment, or tax, in full, shall be once published,
 32 within ten days after the filing of the assessment roll, or tax list, in a weekly
 33 newspaper published at the county seat of the county in which the district is
 34 located; and if there be no such newspaper, then in a weekly newspaper published
 35 nearest the location of the drainage district. In every such case the sole ground
 36 of the appeal shall be that the amount of the assessment, or tax, is greater than
 37 the benefits to accrue to the property on account of which the appeal is prose-
 38 cuted from the work on account of which the assessment was made. All such
 39 appeals may be heard in the court to which the appeal is taken at any time, either
 40 term time or vacation, after the expiration of ten days after the filing of the
 41 appeal bond and the trial shall be conducted as in other cases of appeals. The
 42 parties shall be entitled to a jury of either six or twelve (as may be agreed upon)
 43 land owners who have had experience in farm drainage, none of whom shall be
 44 land owners of the district interested; and if it be found that the assessment, or
 45 tax, is greater than the amount of the benefits, the finding the court or the ver-
 46 dict of the jury shall specify the amount (if any) as to each tract, lot, or parcel of
 47 land, public road, railroad or other road involved in the appeal that should have
 48 been assessed against the same and the court shall render judgment accordingly

49 and, in its discretion, may apportion the costs of the appeal according to justice
 50 and right: *Provided*, that in any proceedings under this Act if it shall appear
 51 that costs have been unnecessarily, unreasonably, or improperly made such costs
 52 so made *shall* be adjudged against the party so making the same.

Sec. 40. USE OF PUBLIC HIGHWAY—ASSESSMENTS OF AND OF RAILROADS, ETC.]

2 The commissioners shall have the right to use any part of the right of way of
 3 any public highway for the purposes of the work to be done, provided such use
 4 will not permanently destroy or materially impair such public highway for pub-
 5 lic use and if the work *constructed or done*, in any district, *whether that which*
 6 *was, or may be, originally contemplated and planned or subsequently done by*
 7 *way of repair, improvement, extension, or enlargement of the original work,*
 8 shall benefit any public road, railroad, or other private or corporate road, *whether*
 9 *the same existed at the time of the organization of the district or shall have been*
 10 *or shall be laid out, established, constructed and made within the district, or any*
 11 *portion thereof, subsequent to the organization thereof,* the commissioners shall
 12 assess to such public road, railroad, or other private or corporate road such sum,
 13 or sums, as will be just and equitable for such public road, railroad, or other pri-
 14 vate or corporate road, to pay in proportion to benefits received; which sum, or
 15 sums, so to be assessed shall be determined by estimating the amount of bene-
 16 fits to the entire district, including the benefits to such public road, railroad,
 17 or other road, and also the benefits to such public road, railroad, or other road;
 18 then the fractional figures expressing the ratio between the sum of the benefits
 19 to the entire district and the sum found to be the benefits to the public road,
 20 railroad, or other road, shall express the proportionate part, *in each instance*, of
 21 the corporate assessments and taxes to be borne and paid by such public road,
 22 railroad, or other road, as the case may be. Such proportional classification
 23 shall be subject to like review and appeals as is provided in case of the classi-
 24 fication of lands and city or village lots; but it shall not be a ground of objection
 25 to any such classification that the same was not made concurrently with, or at the
 26 same time as, the classification of lands and lots, or that the same was made

27 *independently of and without reference to such classification of lands and lots,*
 28 *it hitherto having been and now being the true intent, meaning and purpose of*
 29 *these provisions of this Act to determine and fix the proportion of the aggregate*
 30 *of all drainage assessments and taxes to be borne and paid by such public roads,*
 31 *railroads and other private and corporate roads as separate, distinct entities, un-*
 32 *affected by the apportionment and distribution to and among the tracts, lots and*
 33 *parcels of land of the district of the remaining portions of such assessments and*
 34 *taxes. The amount of such assessments and taxes upon public roads shall be*
 35 *paid from the road and bridge taxes of the town or road district in which the*
 36 *public highway, or part thereof, benefited lies.*

Sec. 41. WHEN WORK COMPLETED—HOW KEPT IN REPAIR—WHAT NOT A VALID
 2 OBJECTION TO ASSESSMENT.] After the completion of the work *originally laid out,*
 3 the commissioners shall keep the same in repair, and if they find that, by reason
 4 of error in the *location, character, or manner of construction* of the ditches, or
 5 any of them, or from any other causes, the lands *and property* of the district, or
 6 any of the same, are not drained or protected as contemplated, or that some of
 7 *the same* receive only partial or no benefit, they shall use the corporate funds
 8 of the district to carry out the original purpose to the end that all the lands,
 9 *lots and property of the district,* so far as practicable, shall receive their proper
 10 and equal benefits as contemplated when *the classifications were made.* If it be,
 11 or become, necessary to clear, *straighten, enlarge, or otherwise improve,* any nat-
 12 ural or artificial channels lying beyond the boundaries of the district to obtain a
 13 proper outlet, the commissioners shall use the corporate funds for this purpose,
 14 and if the necessary *easements and privileges for such purpose* can not be ob-
 15 tained by agreement with the owners of *the lands required or to be affected,*
 16 or if *such* lands are within another organized district, the commissioners, *in all*
 17 *such cases,* may acquire the same by condemnation *in the manner provided by*
 18 *law* for the exercise of the right of eminent domain. In all such cases, if sufficient
 19 funds are not on hand, the commissioners *shall* make a new assessment, or levy;
 20 *and it shall not be deemed or held to be a valid or meritorious ground of objec-*

21 *tion to any assessment, or tax levy, for repairs, improvements, or extensions of*
 22 *the work of drainage that such repairs, improvements, or extensions shall or may*
 23 *have been made and obligations or indebtedness therefor incurred or contracted*
 24 *in advance of the proceedings to make the assessment, or tax levy, therefor if it*
 25 *shall be made satisfactorily to appear that such repairs, improvements, or exten-*
 26 *sions were reasonably necessary or prudent and made in a reasonably prudent*
 27 *manner. The commissioners of any drainage district organized under this Act*
 28 *who, to secure a proper outlet heretofore have improved or enlarged, or here-*
 39 *after may improve or enlarge any natural or artificial channel lying beyond the*
 30 *boundaries of their district, as provided for in this section of this Act, upon or*
 31 *through lands owned by private individuals, or which now are or hereafter may*
 32 *become, a part of another organized district, and who, by such work, heretofore*
 33 *have benefited, or hereafter may benefit such outside lands, or lots, or any public*
 34 *road, railroad or other private or corporate road, in whole or in part, whether*
 35 *the right or privilege to so improve or enlarge was, or may be, obtained by*
 36 *agreement or by condemnation, by an action of debt in either the circuit or county*
 37 *court of the county in which such lands, lots, public road, railroad, or other road*
 38 *or part thereof, so benefited is situate, against the owners at the time of action*
 39 *brought, of such lands or lots, against the owners or lessees of such railroad or*
 40 *other private or corporate road, or against the proper highway commissioners*
 41 *of any such public road, may sue for and recover such amount, or amounts, as*
 42 *may be considered, or as shall be ascertained, found and determined, to be fair*
 43 *and just compensation for the benefits so occasioned and received, if the amount*
 44 *of such benefits can not be agreed upon between the parties interested; and if*
 45 *the plaintiffs in any such action are successful the court shall enter judgment for*
 46 *the amount recovered and costs of suit, which judgment shall be several as to*
 47 *each tract, lot and parcel of land and property involved, to be enforced by*
 48 *special execution as in cases of attachment; and in case of any public road*
 49 *affected the clerk of the court in which the judgment is rendered shall certify a*
 50 *copy of the same, together with a copy of the fee bill of costs accrued, to the*

51 *highway commissioners of the town or road district affected to be paid as other*
 52 *judgments. But in case the action be against the commissioners of another*
 53 *organized district, the judgment shall be against such district and thereupon*
 54 *the commissioners of such district shall proceed to classify the lands of said dis-*
 55 *trict which are so found to be benefited and to levy thereon, according to such*
 56 *classification, a special assessment of the amount of such judgment with interest*
 57 *(if any) accrued thereon and the costs of suit, to be enforced as other special*
 58 *assessments.*

Sec. 77. DISTRICTS BY MUTUAL AGREEMENT — HOW FORMED — OPERATION OF—
 2 POWERS AND DUTIES OF COMMISSIONERS—DISCONTINUANCE, ETC.] Owners of lands
 3 which require combined drainage may form drainage districts by mutual agree-
 4 ment to include lands of their own only, by an instrument of writing duly signed
 5 and acknowledged *as in case of the acknowledgment of deeds*, and recorded in a
 6 *drainage record of their own to be kept by the clerk of their commissioners.*
 7 This agreement may include the location and character of the work to be done;
 8 the adjustment *of compensation for right of way and damages*; the classifica-
 9 tion; amount of tax to be levied, *and how the work shall be done*, or so much of
 10 these or more as shall be agreed upon, and to this extent *such organization*
 11 shall be as valid as though *the district was* formed in the manner hereinbefore
 12 provided, and the powers and duties of the commissioners thereafter shall be the
 13 same as *hereinbefore* provided for other districts, *and such commissioners shall*
 14 *not be deemed to be limited or restricted, as to the plan, nature and character of*
 15 *the work to be done in the district, to that provided for in the agreement to*
 16 *form the district, in case it shall be determined, or found, by experience and*
 17 *results, that the work so originally designed and provided for is inadequate to*
 18 *the purposes for which the same was intended, but, in any such case (unless the*
 19 *original agreement be discontinued as hereinafter provided for) shall design,*
 20 *plan and establish such ditches and other work, or such improvement, enlarge-*
 21 *ment, or extension, of existing ditches as shall be necessary and adequate to the*
 22 *needs of their district: Provided, the original agreement may include the selec-*

tion, from their own number or from others, of three drainage commissioners, and their terms of office shall be until the third Tuesday of the following November, or for this term and for one year thereafter as may be agreed upon at the time of their appointment; and at the annual meetings thereafter a majority of the land owners *present may, either by ballot or by a certificate to be signed by them,* choose three commissioners to serve one year; and *land owners owning a major portion in area and acreage of the lands of the district, by an instrument in writing to be signed by them and acknowledged and recorded in the drainage record,* discontinue the voluntary organization, and thereafter *the operations of the district shall be continued under such commissioners as is herein provided for special drainage district. The commissioners of districts formed under this section shall appoint their own clerk and treasurer, may hold their meetings either within the district or at such other place within the county in which the district lies as shall be most convenient, and where the lands of the district lie in two or more counties may hold such meetings in either county.* Their powers and duties and mode of making and effect of special assessments shall be the same as provided for other districts.

Sec. 2. That a new section, to be numbered 41a (forty-one-a) be added to said Act, to read as follows:

Sec. 41a. ANNULLED AND INVALID ASSESSMENTS — PROCEEDINGS IN CASE OF —
 SUPPLEMENTAL ASSESSMENTS.] No special assessment, or tax, made or levied under this Act shall be deemed or held to be void, nor shall any property justly liable to such assessment, or tax, be relieved from, or permitted to escape liability for, its just proportion, according to benefits received, of the costs and expenses of any work of drainage done in the district, whether such work be that which was originally contemplated, planned and done, or hitherto shall have been done, or hereafter shall be done as repair, improvement, or extension of such original work, by reason or in consequence of any omission, defect, informality, neglect or failure of the commissioners to follow, or comply in form or substance with the

11 requirements of this Act, or any portion hereof, in respect either to the classi-
12 fication of the lands and property of the district liable to assessment, to the mak-
13 ing and return of the assessment, acquiring right of way, letting of the contract
14 for the work, or any other matter, requirement, or thing whatsoever: *Provided,*
15 *only,* that the work done shall have been done and executed in a prudent and
16 reasonable manner, under contract entered into in good faith and have resulted,
17 or shall result, in benefit to the property to be charged. And wherever in any
18 district organized and existing under this Act any classification or assessment, or
19 classification and assessment of any tract, lot, or parcel of land, or of any public
20 road, railroad or other private or corporate road, at any time hitherto shall have
21 been, or at any time hereafter shall be, by the order or judgment of any court,
22 annulled, vacated, set aside, or held invalid or void by reason or in consequence
23 of any such omission, defect, informality, neglect or failure of the commissioners
24 of the district, but the work for the payment of the costs and expenses of which
25 the assessment, or tax, was made and levied hitherto shall have been, or here-
26 after shall be, done and completed in the manner and with the result in this sec-
27 tion specified, the corporate authorities of such drainage district, notwithstand-
28 ing such order or judgment of court, by an action of debt in either the circuit or
29 county court of the county in which the district was organized, to be brought
30 against the owner at the time of action brought of any tract, lot, or parcel of
31 land, against the owner or lessee of any railroad or other private or corporate
32 road, or against the highway commissioners of any town or road district, to be
33 charged, may sue for and recover such sum, or sums, as shall represent the just
34 proportionate share according to benefits, of the cost and expenses of such work
35 which should have been contributed and paid for and on account of any such tract,
36 lot, or parcel of land, public road, railroad or other corporate road, with legal
37 interest thereon from the date of the filing of the assessment roll, or tax list, and
38 costs of suit. The judgment in such cases shall be several as to each tract,
39 lot, or parcel of land, public road, railroad and other road, to be enforced in the
40 manner hereinbefore in section 41 (forty-one) of this Act provided. Summons

41 in any such action may be directed to and served by the sheriff or coroner of
42 any county in this State.

43 Whenever, in any district organized under this Act, the amount realized
44 from any special assessment, or tax, shall prove inadequate to the payment of
45 the cost and expenses of any work for the payment of the cost and expenses of
46 which the said assessment, or tax, was made and levied, the commissioners of
47 the district, upon ascertainment, whether before or after the completion of the
48 work, of the amount of the deficiency, shall proceed to make and levy a supple-
49 mental special assessment, or tax, to cover and defray the same: *Provided,*
50 *always,* that no tract, lot, or parcel of land, public road, railroad, other road, or
51 property shall be assessed, or taxed, under this Act, in a greater amount, in the
52 aggregate, than its just proportionate share of the cost of the work done, nor
53 in a greater amount, in the aggregate, than the same will be thereby benefited.



- 1 Introduced by Mr. Hicks, March 13, 1917.
- 2 Read by title, ordered printed and referred to Committee on Temperance.

A BILL

For an Act to prohibit intoxicating liquor in any club situated within prohibition territory.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That the phrase "Prohibition territory," as used in this Act, shall mean any and all territory in this State within which, by, under or through any ordinance of any municipality, or any statute or statutes of this State, the sale of intoxicating liquor or the licensing of such sale is prohibited with or without exceptions or limitations. *Provided,* the phrase "Prohibition territory" shall not be construed to include territory within which a municipal ordinance providing for the granting of dramshop licenses within such territory is in force and not suspended.

Sec. 2. Whoever shall, within prohibition territory, carry into any club, have or drink therein any distilled, spirituous, vinous, fermented, malt or intoxicating liquor, shall, for each offense, be fined not less than twenty-five dollars (\$25) nor more than one hundred dollars (\$100) and imprisoned in the county

5 jail for not less than ten (10) days nor more than thirty (30) days, in discretion
6 of the court.

Sec. 3. All places where any provision of this Act is violated shall be taken
2 and held and are declared to be common nuisances and may be abated as such;
3 and whoever shall keep any such place by himself or his agent or servant shall
4 be fined not less than one hundred dollars (\$100) nor more than five hundred dol-
5 lars (\$500) and confined in the county jail for not less than thirty (30) days nor
6 more than six (6) months, and it shall be part of the judgment, upon conviction
7 of the keeper, that the place so kept shall be shut up and abated until the keeper
8 shall give bond with sufficient surety to be approved by the court in the penal sum
9 of five thousand dollars (\$5,000), payable to the People of the State of Illinois,
10 conditioned that he will not violate or permit any violation of any provision of
11 this Act, and in case of the violation of the condition of such bond, suit may be
12 brought and recovery had thereon, for the amount of such bond for the use of the
13 county.

Sec. 4. No person shall be excused from testifying or giving evidence before
2 any grand jury or in any action or prosecution relative to any violation of this
3 Act, on the ground that his testimony or evidence might tend to incriminate
4 him, but no such testimony or evidence shall in any manner be used against him
5 in any action or prosecution for any crime, misdemeanor or forfeiture under any
6 law of this State, except for perjury committed in giving his testimony or evi-
7 dence.



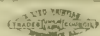
- 1 Introduced by Mr. Jones, March 13, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to prohibit the so-called practice of ambulance-chasing for the purpose of inducing residents of this State to bring suits outside this State on personal injury or death claims arising within this State, and to prohibit the solicitation of such claims and the prosecution of suits thereon in foreign jurisdictions.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That it shall be unlawful for any person,
3 with the intent, or for the purpose of instituting a suit thereon outside of this
4 State, to seek or solicit the business of collecting any claim for damages for
5 personal injuries sustained within this State or for death resulting therefrom.
6 or in any way to promote the prosecution of a suit brought outside of this State
7 for such damages, or to do any act or thing in furtherance thereof, in cases
8 where such right of action rests in a resident of this State, or his legal repre-
9 sentative, and is against a person subject to personal service within this State.

Sec. 2. Any person violating any of the provisions of this Act shall be
2 fined not exceeding one thousand dollars or imprisoned in the county jail for not
3 exceeding one year, or both.



- 1 Introduced by Mr. Sidney Lyon, March 13, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend sections 2 and 14, and to repeal section 13, of an Act entitled,
“An Act in regard to wills,” approved March 20, 1872, in force July 1, 1872.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That sections 2 and 14 of an Act entitled
3 “An Act in regard to wills,” approved March 20, 1872, in force July 1, 1872, be
4 and the same is hereby amended so as to read as follows:

5 Sec. 2. WILL TO BE IN WRITING—SIGNATURES — ATTESTATION — PROBATE.] All
6 wills, testaments and codicils by which any lands, tenements, hereditaments, an-
7 nualties, rents or goods or chattels, are devised, shall be reduced to writing, and
8 signed by the testator or testatrix, or by some person in his or her presence, and
9 by his or her direction, and attested in the presence of the testator or testatrix,
10 by two or more credible witnesses, two of whom, declaring on oath or affirmation,
11 before the county court of the proper county, that they were present and saw
12 the testator or testatrix sign said will, testament, or codicil, in their presence, or
13 acknowledged the same to be his or her act and deed, and that they believed the
14 testator or testatrix to be of sound mind and memory at the time of signing or

15 acknowledging the same, shall be sufficient proof of the execution of said will,
 16 testament or codicil, to admit the same to record: *Provided*, that no proof of
 17 fraud, compulsion or other improper conduct be exhibited which, in the opinion
 18 of the said county court, shall be deemed sufficient to invalidate or destroy the
 19 same: *Provided, further, it shall be unlawful for the party seeking probate of*
 20 *such will, testament or codicil to support the same upon such hearing in the pro-*
 21 *bate or county court by any evidence competent to establish a will in chancery.*
 22 Every will, testament or codicil, when thus proven to the satisfaction of the court,
 23 shall together with the probate thereof, be recorded by the clerk of said court,
 24 in a book to be provided by him for that purpose, and shall be good and available
 25 in law for the granting, conveying and assuring the lands, tenements, and heredi-
 26 taments, annuities, rents, goods and chattels therein and thereby devised, granted
 27 and bequeathed; *liable, however, to be subsequently contested by bill in chan-*
 28 *cery as provided in section 7 of the Act above referred to by its title.*

29 Sec. 14. APPEALS AND WRITS OF ERROR.] Appeals may be taken *to and writs*
 30 *of error shall lie from the appellate or Supreme Court to review the order*
 31 *of the probate or county court admitting any will testament or codicil*
 32 *to probate, or denying probate thereof, in the same time and man-*
 33 *ner as appeals are now taken and writs of error lie to the final judgments,*
 34 *orders and decrees of the circuit court. The practice in case of such appeals and*
 35 *writs of error shall be the same, as near as may be, as the practice in case of,*
 36 *appeals and writes of error to review the judgments, orders and decrees of the*
 37 *circuit court, as now or hereafter provided by law.*

 Sec. 2. Section 13 of an Act entitled "An Act in regard to wills," ap-
 2 proved March 20, 1872, in force July 1, 1872, is hereby repealed.



- 1 Introduced by Mr. Sidney Lyon, March 13, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judicial Department
and Practice.

A BILL

For an Act to amend section 123 of an Act entitled, "An Act to extend the jurisdiction of county courts, and to provide for the practice thereof, to fix the time for holding the same, and to repeal an Act therein named." (Approved March 28, 1874, in force July 1, 1874.) And to repeal sections 11 and 12 of an Act entitled, "An Act to establish probate courts in all counties having a population of seventy thousand (70,000) or more, to define the jurisdiction thereof and regulate the practice therein and to fix the time for holding the same." (Approved April 27, 1877, as amended by an Act approved May 21, 1881, and by subsequent amendments.)

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section 123 of an Act entitled, "An
3 Act to amend the jurisdiction of county courts and to provide for the practice
4 thereof, to fix the time for holding the same, and to repeal an Act therein
5 named," (approved March 26, 1874, in force July 1, 1874), be and the same
6 hereby is amended so as to read as follows:

7 Sec. 123. APPEALS AND WRITS OF ERROR.] Appeals and writs of error may be
 8 taken and prosecuted from the final orders, judgments and decrees of the county
 9 court to the Supreme Court or appellate court, in proceedings for the confirma-
 10 tion of special assessments, in proceedings for the sale of lands for taxes and
 11 special assessments, and in all common law and attachment cases, and cases of
 12 forcible detainer and forcible entry and detainer, *and in proceedings (except*
 13 *orders admitting or refusing to admit wills to probate) in the exercise of the*
 14 *probate jurisdiction of the county court for the settlement and administration*
 15 *of estates of deceased persons, in proceedings for the appointment of guardians*
 16 *and conservators and settlement of their accounts, and in proceedings for the*
 17 *administration of estates of minors, lunatics, idiots, drunkards and spendthrifts.*
 18 Such appeals and writs of error shall, when not otherwise provided, be taken
 19 and prosecuted in the same manner as appeals from and writs of error to circuit
 20 court.

 Sec. 2. Sections 11 and 12 of an Act entitled, "An Act to establish probate
 2 courts in all counties having a population of seventy thousand (70,000) or more,
 3 to define the jurisdiction thereof and regulate the practice therein and to fix
 4 the time for holding the same," (approved April 27, 1877, as amended by an Act
 5 approved May 21, 1881, and by subsequent amendments), are hereby repealed:
 6 *Provided*, that nothing herein contained shall be construed to affect any rights
 7 or remedies that may have accrued under said sections hereby repealed, nor shall
 8 any suit, proceeding or appeal pending in any circuit court under the sections
 9 hereby repealed, be abated by such repeal.



- 1 Introduced by Mr. McGlooin, March 13, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

A BILL

For an Act to amend an Act entitled, "An Act to incorporate and govern fire, marine and inland navigation insurance companies doing business in the State of Illinois," approved and in force March 11, 1869, as subsequently amended, by amending section 22 $\frac{1}{2}$.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to incor-
3 porate and govern fire, marine and inland navigation insurance companies doing
4 business in the State of Illinois," approved and in force March 11, 1869, as sub-
5 sequently amended, be and the same is hereby amended by amending section 22 $\frac{1}{2}$
6 thereof to read as follows

7 Sec. 22 $\frac{1}{2}$. If the *insurance superintendent* has or shall have at any time sat-
8 isfactory evidence that any annual statement or other report required or author-
9 ized by this Act, made or to be made by any officer or officers, agent or agents of
10 any corporation, association or partnership, incorporated by or organized under
11 the laws of any state of the United States or any foreign government, is false,
12 it shall be the duty of said *insurance superintendent* to immediately revoke the

13 certificate of authority granted on behalf of such corporation, association or part-
14 nership, and mail a copy of such revocation to each agent thereof in the State.
15 *If the insurance superintendent has or shall have at any time evidence that any*
16 *such insurance company shall refuse or fail to settle and adjust claims or losses*
17 *within fifteen (15) days after notice and proof of such loss has been filed with*
18 *such company or its agent, unless such company has a bona fide defense to the*
19 *whole or part of such claim, it shall be the duty of said insurance superintendent*
20 *to revoke the certificate of authority granted on behalf of such company and mail*
21 *a copy of such revocation to each agent thereof in this State. And the agent or*
22 agents of such corporation, association or partnership, after such notice, shall
23 discontinue the issuing of any new policy and the renewal of any policy pre-
24 viously issued; and such revocation shall not be set aside nor any new certificate
25 of authority given until satisfactory evidence shall have been furnished to said
26 *insurance superintendent* that such corporation, association or partnership is in
27 substance and in fact in the condition set forth in such false statement or report,
28 and that all the requirements of *this* Act are fully complied with.



- 1 Introduced by Mr. Mueller, March 13, 1917.
- 2 Read by title, ordered printed and referred to Committee on Banks, Banking and
Building and Loan Associations.

A BILL

For an Act to amend an Act entitled, "An Act to enable associations of persons to become a body corporate to raise funds to be loaned only among the members of such associations," in force July 1, 1879, as subsequently amended, adding a new section thereto, to be known as section seven-a (7a).

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: That an Act entitled, "An Act to enable associations of persons to become a body corporate to raise funds to be loaned only among the members of such associations," in force July 1, 1879, as subsequently amended, be and the same is hereby amended by adding thereto a new section, to be known as section seven-a (7a), to read as follows:*

7 *Sec. 7a. JOINT OWNERSHIP.] Shares may be issued, in the names of two per-*
8 *sons and the survivor; and in the event of the death of either, the association*
9 *shall be liable thereon only to the survivor, and while both are living payment*
10 *to either shall discharge the liability to both. The joint ownership of shares shall*
11 *not confer the right to vote to a greater extent than if said shares were held by*
12 *an individual.*

- 1 Introduced by Mr. Pace, March 13, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making an appropriation for the payment of expenses, costs and charges connected with the control and the eradication of the foot and mouth disease during the years 1914, 1915 and 1916.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the sum of \$53,131.11, or so much
3 thereof as shall be necessary, be and the same is hereby appropriated out of any
4 funds in the State treasury not otherwise appropriated, to reimburse and pay
5 the damages, advances, costs, charges and expenses incurred for services, ap-
6 praisals, livery hire, heaters, printing, blankets, lime, supplies, postage, main-
7 tenance, lanterns, sign boards, disinfectants, teaming, serum, veterinarian serv-
8 ices and expenses, and guards' services and expenses, and all other damages
9 and expenses incurred on account of quarantine and foot and mouth disease as
10 hereinafter set forth, for the suppression of the foot and mouth disease presented
11 herewith, to the following named persons in the several and respective sums as
12 herein stated, to-wit:

MISCELLANEOUS BILLS.

	NAME	ADDRESS	PURPOSE	AMOUNT
13	Allanson, Fred,	Mt. Carroll.....	Appraiser	\$ 5.00
14	Barrett, John E.,	Prairie View.....	Services	75.00
15	Bartlett, Edgar,	Marietta.....	Livery	33.00
16	Boonstra, Henry F.,	Libertyville.....	Auto Service	137.40
17	(Assigned to J. N. Berbard, Libertyville, Ill.)			
18	Burke & Wright,	Waukegan.....	Oil Heater	3.75
19	Bushnell Record,	Bushnell	Printing	36.00
20	Carroll & Son, W. W.,	Libertyville....	Blankets	4.93
21	Chain, C. E.,	Bushnell.....	Printing	47.50
22	Champion Chemical Co.,	Chicago.....	Lime	117.76
23	Chandler, C. W.,	Gurnee.....	Auto Service.....	69.00
24	Chicago Live Stock World,	Chicago...	Printing	25.00
25	C. & N. W. Ry. Co.,	Chicago.....	Damage	2,452.49
26	Chicago Rubber Co.,	Chicago.....	Supplies	85.27
27	Chicago Serum Co.,	Chicago.....	Damages	5,887.42
28	Drovers Journal Pub. Co.,	Chicago...	Printing	4.75
29	Elburn Lumber Co.,	Elburn.....	Lime	47.02
30	Franzen, G. E.,	Bentonville.....	Lime and Services.....	3.31
31	First Nat'l Bank,	Libertyville.....	Postage	2.15
32	Herring, Harvey,	Monmouth.....	Services and Board.....	31.00
33	Jensen, E. J.,	Hinsdale.....	Appraiser	15.00
34	Keystone Printing Co.,	Libertyville..	Printing	2.25
35	King, James F.,	Lake Forest.....	Cash Adv. Guards.....	333.85
36	Kinnett, E. H.,	Bushnell.....	Damage	56.00
37	Kneale, Wm.,	Kempton	Damage	142.50
38	Kollier & Banks,	Willow Springs....	Lanterns	1.00
39	Krueger, C. H.,	Prairie View.....	Auto Service	101.20
40	(Assigned to Dr. J. A. Stoeckinger, Chicago, Ill.)			

MISCELLANEOUS BILLS—*Concluded.*

NAME	ADDRESS	PURPOSE	AMOUNT
41	Landwer, H. A., Barrington.....	Appraiser	6.00
42	Lancaster, J. J., Everitt.....	Supplies	14.18
43	Libertyville Lmbr. Co., Libertyville...	Lime	31.55
44	Lucas, Peter, Palos Park.....	Signboards75
45	McMillen, A. A., Grayslake.....	Livery	5.00
46	Martin, W. I., Barrington.....	Appraiser	6.00
47	Motor Service Corporation, Chicago...	Cng. & Disinfecting.....	291.03
48	(Palace Livery Account.)		
49	Puterbaugh, E. W., Lanark.....	Appraiser	5.00
50	Roderick, G. C., Lanark.....	Appraiser	5.00
51	Russell, C. E., Lake Forest.....	Supplies	15.00
52	Schaefer, H. A., Barrington.....	Appraiser	6.00
53	Schlubert, Jos, Lemont.....	Services	8.00
54	Schroeder, J. C., Marseilles.....	Teaming	280.00
55	Seigel, Cooper & Co., Chicago.....	Suit Case	4.50
56	Stock Yds. Harness & Saddlery Co., Chicago,	Disinfecting Garments.	70.20
57	Studnecke, Jerry, Lemont.....	Services	8.00
58	Swanson, S. R., Galesburg.....	Appraiser	17.16
59	U. S. Dept. Agriculture, Washington, D. C.,	50% amount paid for	
60	serum destroyed property of Western Serum Co.....		8,585.93
61	Waukegan Oil Co., Waukegan.....	Oil	12.75

VETERINARIANS' BILLS

NAME	ADDRESS	COUNTY	AMOUNT
62	Armstrong, John, Carbondale.....	Jackson	11.00
63	Asche, H. W., Manlius.....	Bureau	25.74
64	Alverson, A. G., Bloomington.....	McLean	18.12
65	Alford, I. S., Paxton.....	Ford	24.00
66	Brown, F. E., Blandinsville.....	McDonough	83.40

VETERINARIANS' BILLS—*Continued.*

	NAME	ADDRESS	COUNTY	AMOUNT
67	Butterfield, O. F.,	Libertyville.....	Lake	24.00
68	Bradham, C. E.,	Cisne.....	Wayne	12.00
69	Cale, Harry B.,	Macomb.....	McDonough	1,990.22
70	Campbell, H. L.,	Kincaid.....	Christian	100.92
71	Campbell, C. L.,	Astoria.....	Fulton	26.10
72	Coulson, L. H.,	Grayslake.....	Lake	916.96
73	Denton, R. D.,	Carthage.....	Jackson	24.60
74	Draper, C. P.,	Arlington Heights.....	Cook	194.60
75	Durack, J. D.,	Geneseo.....	Henry	54.00
76	Douglas, Thomas,	Lake Forest.....	Lake	42.00
77	Ethison, A. C.,	Assumption.....	Christian	297.32
78	Frailey, B. E.,	Pana.....	Christian	119.17
79	Farley, W. L.,	Chicago.....	Cook	72.75
80	Fesler, J. R.,	Bushnell.....	McDonough	672.50
81	Greer, H. A.,	Danville.....	Vermilion	82.15
82	Gieske, A. G.,	Barrington.....	Cook	210.00
83	Gillespie, J. F.,	Tuscola.....	Douglas	33.04
84	Gieske, E. E.,	Wheeling.....	Cook	291.95
85	Giller, E. B.,	Whitehall.....	Greene	12.00
86	Grogan, Glen D.,	Mendota.....	LaSalle	97.29
87	Hammerberg, C. E.,	Rankin.....	Vermilion	29.94
88	Hayward, C. S.,	Mattoon.....	Coles	44.00
89	Hollister, W. L.,	Avon.....	Fulton	163.50
90	Johnston, W. A.,	Taylorville.....	Christian	782.22
91	Jenkins, E. A.,	Shelbyville.....	Shelby	30.88
92	Kincaid, A. R.,	Stonington.....	Christian	365.67
93	Kennedy, E. R.,	Moline.....	Rock Island	22.50
94	Lichty, W. W.,	Woodstock.....	McHenry	878.41

VETERINARIANS' BILLS—*Continued.*

	NAME	ADDRESS	COUNTY	AMOUNT
95	Legner, A. J.,	Leland.....	LaSalle	12.00
96	Lucas, C. E.,	Olney.....	Richland	9.14
97	Luzader, R. A.,	Morrisonville.....	Christian	286.45
98	McEwan, J. L.,	Frankfort.....	Franklin	2.50
99	Montooth, J. L.,	Bradford.....	Stark	290.35
100	McLaren, J. L.,	Joliet.....	Will	100.80
101	McClure, E. B.,	Morrison.....	Whiteside	24.48
102	McFall, W. L.,	Chicago Heights.....	Cook	57.00
103	Mills, C. C.,	Decatur.....	Macon	18.88
104	Moore, C. A.,	Carlinville.....	Macoupin	33.50
105	Martin, W. J.,	Kankakee.....	Kankakee	104.70
106	Myers, W. A.,	Wenona.....	Marshall	430.34
107	Nattress, J. T.,	Delavan.....	Tazewell	19.50
108	Presler, H. A.,	Fairbury.....	Livingston	95.25
109	Patch, F. G.,	Roseville.....	Warren	510.80
110	Robinson, E. E.,	Mazon.....	Grundy	45.54
111	Rowna, F. N.,	DeKalb.....	DeKalb	33.86
112	Rasmussen, J. C.,	Wyanet.....	Bureau	46.25
113	Ryan, J. H.,	Sycamore.....	Randolph	32.00
114	Singer, H. C.,	Pana.....	Christian	196.57
115	Scott, John,	Peoria	Peoria	35.16
116	Scott, Chas. E.,	Jacksonville.....	Morgan	22.00
117	Sherwood, A. M.,	Naperville.....	DuPage	17.00
118	Snyder, H. M.,	Farmersville.....	Montgomery	43.00
119	Snively, J. R.,	Lanark.....	Carroll	13.50
120	Spangler, C. H.,	Lockport.....	Will	84.40
121	Stoeckinger, J. A.,	Chicago.....	Cook	348.80
122	Smith, A. W.,	Farmer City.....	DeWitt	35.00

VETERINARIANS' BILLS—*Concluded.*

NAME	ADDRESS	COUNTY	AMOUNT
123 Swingley, L. B., Dixon.....		Lee	48.00
124 Thompson, L. E., Mason City.....		Mason	657.44
125 Travis, D. L., Vandalia.....		Fayette	31.42
126 Weese & Lane, Aurora.....		Kane	16.35
127 Wakelin, H. M., Roberts.....		Ford	35.40
128 Weldon, W. A., Dwight.....		Livingston	11.00
129 White, H. A., Wyoming.....		Stark	43.50

GUARDS' BILLS.

NAME	ADDRESS	COUNTY	AMOUNT
130			
131 Adams, David, Waukegan.....		Lake	\$36.00
132	Less board due John Herbert.....		4.90
133		—————	31.10
134 Ayers, J. T., Libertyville.....		Lake	4.50
135 Back, Wm. A., Prairie View.....		Lake	15.00
136 Boyer, S. H., Dwight.....		Livingston	30.00
137 Bradbury, L. S., Waukegan.....		Lake	186.00
138 Carroll, John, Deerfield.....		Lake	48.75
139 Doyle, John W., Libertyville.....		Lake	13.12
140 Dyer, E. M., Ashland.....		Cass	156.00
141 Fagan, J. E., Deerfield.....		Lake	59.50
142 Fuller, James K., Toulon.....		Stark	586.18
143 Gardner, Ora, Bardolph.....		McDonough	388.00
144 Grice, Robert S., Waukegan.....		Lake	179.25
145 Hahn, Wm., Deerfield.....		Lake	3.75
146 Hayden, H. W., Chicago.....		Cook	239.80
147 Herbert, John, Lake Bluff.....		Lake (For board).....	53.90

GUARDS' BILLS—*Continued.*

NAME	ADDRESS	COUNTY	AMOUNT
148	Hodwald, Geo., Chicago.....	Cook	\$22.50
149	Less board due John Herbert.....		8.05
150	Less cash advanced by Mr. R. M. Patterson.....		14.45
151		—————	.00
152	Jones, Ed., Athens	Menard	120.00
153	Jones, Wm., Tallula.....	Menard	140.00
154	Larsen, F. J., Waukegan.....	Lake	18.00
155	Ness, F., Sheridan.....	LaSalle	\$22.00
156	Less board due Francis Sebby.....		10.00
157		—————	12.00
158	O'Boyle, Michael H., Deerfield.....	Lake	5.00
159	O'Connor, James, Deerfield.....	Lake	4.00
160	Peterson, John, Chicago.....	Cook	\$67.50
161	Less board due John Herbert.....		\$28.35
162	Less cash adv. by Mr. R. M. Patterson		25.00
163	Less cash adv. by Mr. B. J. Shanley		5.00—58.35
164		—————	9.15
165	Pitzer, F. E., Sheridan.....	LaSalle	\$22.00
166	Less board due Francis Sebby.....		10.00
167		—————	12.00
168	Richardson, B. E., Geneva.....	Kane	50.00
169	Rodman, Glen, Bushnell.....	McDonough	120.00
170	Sebby, Francis, Sheridan.....	LaSalle (For board).....	20.00
171	Seigele, Philip, Highwood.....	Lake	58.75
172	Smykal, Frank, Chicago.....	Cook	\$42.50
173	Less board due John Herbert.....		12.60
174		—————	29.90

GUARDS' BILLS—*Continued.*

NAME	ADDRESS	COUNTY	AMOUNT
175	Toneray, J. A., Canton.....	Fulton	84.00
176	Vickerman, Robert, Lake Forest.....	Lake	60.00
177	Watson, Wm, Sidell.....	Vermilion	2.50
178	Wilcox, Hoyt, Hineckley.....	DeKalb	6.25
179	Williams, A. M., Bushnell.....	McDonough	52.00
180	Due guards and for guards' board bills:		
181	Due Mr. R. M. Patterson.....		\$39.45
182	Due Mr. B. J. Shanley		5.00
183			44.45

NAME	ADDRESS	PURPOSE	AMOUNT
184	Goodman, N. H., Walnut Grove.....	Grain	113.75
185	Oblander, George, Bushnell.....	Grain	89.03
186	Leighly, J. L., Walnut Grove.....	Grain	231.00
187	Lindsey, Nate, Walnut Grove.....	Grain	185.25
188	Mummert, M. F., Walnut Grove.....	Grain	290.22
189	Porter, George, Bushnell	Grain	190.18
190	Ludwig, R. H., Prairie City.....	Grain	290.06
191	Moore, Jas. P., Bushnell.....	Grain	194.25
192	Stark, Charles, Walnut Grove.....	Grain	236.25
193	Wilke, William C., Bushnell.....	Grain	42.00
194	Griffith, Mrs. B. F., Bushnell.....	Grain	179.75
195	McElvain, Charles, Bushnell.....	Grain	105.00
196	Hoosier, H. A., Walnut Grove.....	Grain	451.00
197	Dilts, H. H., Walnut Grove.....	Grain	276.00
198	Hulett, Seth, Walnut Grove.....	Grain	248.00
199	Decker, Elizabeth, McComb	Grain	125.50
200	Asquith, Fred, Walnut Grove.....	Grain	47.60

GUARDS' BILLS—*Continued.*

	NAME	ADDRESS	PURPOSE	AMOUNT
201	Tracey, Lawson,	Walnut Grove.....	Grain	218.62
202	Elberg, John,	Walnut Grove.....	Grain	159.60
203	Edie, LeRoy,	Walnut Grove.....	Grain	109.37
204	Icenogle, Ross,	Walnut Grove.....	Grain	385.90
205	Hilton, Garland,	Walnut Grove.....	Grain	492.70
206	Amos, Ira B.,	Macomb.....	Grain	279.12
207	Sullivan, Michael,	Macomb.....	Grain	230.60
208	Graham, C. E.,	Macomb.....	Grain	297.85
209	Pugh, O. S.,	Macomb.....	Grain	146.12
210	King, J. E.,	Prairie City.....	Grain	258.00
211	McGrew, Jonas,	Prairie City.....	Grain	485.00
212	Worden, John,	Prairie City.....	Grain	54.25
213	McCann, Leonard,	Walnut Grove.....	Grain	144.37
214	Jones, Ed.,	Walnut Grove.....	Grain	154.00
215	Mowrey, S. E.,	Bushnell.....	Grain	152.25
216	Wetzel, W. F.,	Greenbush.....	Grain	87.50
217	Kruder, H. L.,	Greenbush.....	Grain	26.25
218	White, A. S.,	Walnut Grove.....	Grain	240.00
219	DeWitt, C. W.,	Prairie City.....	Grain	132.00
220	Hilton, Charles,	Walnut Grove.....	Grain	242.42
221	Hudson, Z. P.,	Walnut Grove.....	Grain	52.50
222	Pollock, Walker,	Walnut Grove.....	Grain	225.40
223	Boden, W. L.,	Walnut Grove.....	Grain	424.62
224	Byers, E. W.,	Sciota.....	Grain	305.50
225	Byers, G. W.,	Sciota.....	Grain	310.25
226	McFarland, Silas,	Sciota.....	Grain	582.62
227	Sallee, T. J.,	Macomb.....	Grain	126.52

GUARDS' BILLS—*Continued.*

NAME	ADDRESS	PURPOSE	AMOUNT
228 Leighty, J. W., Emmett.....	Grain		357.65
229 Kepple, Walter, Walnut Grove.....	Grain		364.70
230 Burke, Thomas F., Walnut Grove.....	Grain		84.90
231 Kennedy, S. F., Sciota.....	Grain		199.00
232 Pugh, O. S., Macomb.....	Grain		394.23
233 Keithley, Scott, Emmett.....	Grain		80.00
234 Murphy, C. M., Hive.....	Grain		90.00
235 Hainline, O. C., Hive.....	Grain		90.00
236 Keithley, J. A. & Harry, Emmett.....	Grain		157.50
237 Keithley, William, Emmett.....	Grain		136.00
238 Bailey, Bruce, Blandinsville.....	Grain		90.00
239 Gills, William A., Blandinsville.....	Grain		489.25
240 Keeling, S. E., Blandinsville.....	Grain		321.25
241 Griffith, Roy, Blandinsville.....	Grain		399.00
242 Anderson, Alfred C., Blandinsville...	Grain		131.25
243 Guy, W. F., Blandinsville.....	Grain		258.37
244 Bland, S. M., Blandinsville.....	Grain		150.00
245 Smith, Leslie E., Blandinsville.....	Grain		364.88
246 Rush, W. J., and A. L. Cozad, Blandinsville,	Grain.....		242.50
247 Knappenberger, H. C., Blandinsville..	Grain		407.50
248 Graves, Oscar, Blandinsville.....	Grain		535.50
249 Huff, L. G., Blandinsville.....	Grain		1,170.00
250 Powell, W. O., Blandinsville.....	Grain		42.04
251 Heaton, F. J., Blandinsville.....	Grain		62.84
252 James, G. C., Blandinsville.....	Grain		97.00
253 Statler, Samuel, Blandinsville.....	Grain		174.40
254 Reynolds, E. T., Blandinsville.....	Grain		297.50
255 Barnhart, E. and G., Blandinsville...	Grain		119.00

GUARDS' BILLS—*Concluded.*

NAME	ADDRESS	PURPOSE	AMOUNT
256 Locke, Clarence, Blandinsville.....	Grain	173.40	
257 Huston, Thalus, Blandinsville.....	Grain	488.00	
258 Gills, George N., Blandinsville.....	Grain	655.00	
259 Cozad, A. L., Blandinsville.....	Grain	937.00	
260 Guy, Walter, Macomb.....	Grain	70.00	
261 Brown, Thomas, Walnut Grove.....	Grain	404.00	
262 Grand Total.....			<u>\$53,131.11</u>

Sec. 2. The Auditor of Public Accounts is hereby authorized and directed,
2 upon presentation of proper vouchers covering the certified bill and approved
3 by the Governor, to issue his warrants upon the State Treasurer for the afore-
4 said sums of money, payable to the said respective parties for the several sums
5 as indicated in section 1 of this Act, to each respective claimant or to his or
6 their respective legal representatives, and the State Treasurer is hereby author-
7 ized and directed to pay the same out of any money in the State treasury not
8 otherwise appropriated.



- 1 Introduced by Mr. Thompson, March 13, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act to provide for the organization, ownership, management and control of cemetery associations," approved May 14, 1903, in force July 1, 1903, as subsequently amended, by amending sections 5, 10 and 11 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to provide
3 for the organization, ownership, management and control of cemetery associa-
4 tions," approved May 14, 1903, in force July 1, 1903, as subsequently amended,
5 be and is hereby amended by amending sections 5, 10 and 11 thereof to read as
6 follows:

7 Sec. 5. Any such cemetery association, when so organized, shall have the
8 right and the same is expressly given to such association to acquire the necessary
9 amount of land for the use of said cemetery association which said land may be
10 acquired by purchase or by gift and said association is hereby authorized to re-
11 ceive by gift, devise or bequest any property, either real, personal or mixed,
12 which may be donated to such association and to hold and keep inviolate any

13 such property for the uses of said cemetery association; *and any such cemetery*
 14 *association may receive and administer endowments for the care of such cemetery*
 15 *or any part thereof.*

16 Sec. 10. The said board of trustees shall, once in *every* year, and oftener if
 17 required by the court, make full and complete report of the money and other
 18 property received by said association *and of all endowments being administered*
 19 *by such association* and of the expenses of said association and of the loans of
 20 money existing at the time of the making of such report, to the county judge of
 21 the county in which said association is located, and if said report is found by said
 22 county judge to be true and correct, he shall approve the same and direct the
 23 clerk of the county court to record the same in the records of said court. But if
 24 the said county judge shall disapprove of said report he shall order said board
 25 of trustees to make true and correct report, and upon a failure of said board of
 26 trustees to make true and correct report or to properly account for any and all
 27 money which may have come into their hands for the use of said association, then
 28 said county judge, by his written order, shall direct the state's attorney in and
 29 for said county to institute suit in any court of competent jurisdiction against
 30 said trustees, or such of them as are responsible for any misappropriation or
 31 wrongful use of said funds, in the name of the People of the State of Illinois,
 32 for the use of said association, to recover from such trustees, so responsible for
 33 such misappropriation or wrongful use of said money of said association, the
 34 amount of money so misappropriated or wrongfully used, and it is hereby made
 35 the duty of such state's attorney, when so directed by said county court, to in-
 36 stitute and prosecute such suit to final judgment.

37 Sec. 11. For misconduct in office any of said trustees of said cemetery as-
 38 sociation may be removed from office by order of the county judge of the county in
 39 which said association is situated *and any trustee of such an association who*
 40 *shall convert any funds of such association to his own use, or to a use other than*
 41 *that intended, shall be guilty of a felony and punished accordingly.*

1 Introduced by Mr. Thompson, March 13, 1917.

2 Read by title, ordered printed and referred to Committee on Farm Drainage.

A BILL

For an Act to amend an Act entitled, "An Act to provide for the construction, reparation and protection of drains, ditches and levees, across the lands of others, for agricultural, sanitary and mining purposes, and to provide for the organization of drainage districts," approved and in force May 29, 1879, as subsequently amended, by amending section 37 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to provide
3 for the construction, reparation and protection of drains, ditches and levees,
4 across the lands of others, for agricultural, sanitary and mining purposes, and
5 to provide for the organization of drainage districts," approved and in force
6 May 29, 1879, as subsequently amended, be and is hereby amended by amending
7 section 37 thereof to read as follows:

8 Sec. 37. Said commissioners may use money arising from the collection of
9 assessments or coming into their hands, as such commissioners, for the purpose
10 of compromising suits and controversies arising under this Act, and in the employ-
11 ment of all necessary agents and attorneys, in organizing said district, and for

conducting other proceedings, in law or in equity, for the same, and for the purpose of constructing or repairing or maintaining any ditch, ditches, drains, levee or levees within said district or outside of said district, necessary to the protection of the lands and complete drainage of the same within said district: *Provided*, that the commissioners shall use such money under the direction or approval of the court; and assessments from time to time may be levied on the land within any district when it shall appear to the court that the previous assessment or assessments have been expended or are inadequate to complete such work, or are necessary for maintenance or repair, or when it shall become necessary for the construction of one or more pumping plants, or other additional work, or the completion of any work already commenced within any drainage district to insure the protection or drainage of the lands in said district, under the direction and order of the court, or to pay obligations incurred for the current expenses of said district or in the keeping in repair and protection of the work of such district, or to pay obligations incurred for the completion of any part of the work of said district, as originally planned, contracted for and already commenced within any drainage district to insure the protection or drainage of the lands in said district, *or when it shall become necessary to realize funds in order that any district organized under this Act may avail itself of financial assistance from any appropriation made by the government of the United States for the purpose of repairing, enlarging, or strengthening any levee or levees, adjacent to or near any river*, on a petition of a majority of the land owners within said district who are of lawful age and represent at least one-third in area of such land, or on a petition of one-third of such adult land owners who represent a majority (major portion) in area of such lands, or on the petition of the commissioners accompanied by an itemized statement of accounts made by the commissioners under oath, showing the moneys received by the district and the manner in which they have been expended, together with the plats and profiles of such additional work and estimated cost of the same; two weeks previous notice of the time set for the hearing of said petition in the manner re-

42 quired by section three (3) of this Act having been given. Upon the hearing of
43 such petition the court may grant the prayer of the same, and cause the jury to
44 be impaneled to make said assessment, as well as an assessment for an annual
45 amount of benefits for maintaining and operating such pumping plant or plants
46 and for keeping such additional work in repair, with like proceedings and notice
47 as near as may be, as in cases of original assessments of damages and benefits
48 under this Act, and such additional assessment or assessments, when made, shall
49 have the same force and effect and be collected in the same manner as original
50 assessments.

1 Introduced by Mr. Trandel, March 13, 1917.

2 Read by title, ordered printed and referred to Liberal Committee.

A BILL

For an Act entitled, "An Act to provide for compensation to persons injured or damaged by reason of the creation of territory within which the manufacture, production, distribution or sale of intoxicating liquor shall be prohibited."

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That whenever under an Act entitled,
3 "An Act to provide for the creation by popular vote of anti-saloon territory
4 within which the sale of intoxicating liquor and the licensing of such sale shall be
5 prohibited, and for the abolition by like means of territory so created," approved May 16, 1907, in force July 1, 1907 or any amendments thereto, or under
6 any other Act, this State, or any political subdivision thereof as in said Act (ap-
7 proved May 16, 1907, in force July 1, 1907, or any amendments thereto, or under
8 any other Act, this State, or any political subdivision thereof as in said Act (ap-
9 proved May 16, 1907, in force July 1, 1907), defined, or any other portion of this
10 State, shall become anti-saloon territory, or territory in which the manufacture,
11 production, distribution or sale at wholesale or retail of intoxicating liquor shall
12 be prohibited, any person or corporation, who, by reason thereof, shall be de-
13 prived of any property, real, personal or mixed, or the use of any of such
14

15 property in such prohibited or anti-saloon territory, or any person or corpora-
16 tion whose property, real, personal or mixed, or the use or the value thereof, in
17 such prohibited or anti-saloon territory, shall be injured or damaged, shall be
18 entitled to full compensation for any and all such loss or damage.

Sec. 2. Such person or corporation so damaged or suffering loss, as afore-
2 said, in cases where such anti-saloon or prohibited territory is a county or
3 wholly within a county, may institute a suit at law for the recovery of such dam-
4 age or loss in the circuit court of such county. Such suit shall be instituted
5 as other actions at law within one (1) year after such territory shall have abol-
6 ished or prohibited the manufacture, production, distribution or sale at whole-
7 sale or retail of intoxicating liquor, or become anti-saloon territory, as afore-
8 said: *Provided, however,* that if such territory become anti-saloon or prohibited
9 territory, as aforesaid, by election and a contest be filed to contest such election,
10 the time within which such suit may be instituted shall be extended for a period of
11 one (1) year beyond the time such contest shall have been finally determined.
12 Upon the institution of such suit a summons shall forthwith issue, returnable as
13 in other actions at law, which summons shall be addressed in cases where such
14 territory is a town, city, village or county, to such town, city, village or county,
15 as the case may be, and in other cases to the county, notifying the defendant to
16 whom such summons is addressed, of the filing of such suit, and directing the
17 defendant to appear in such court on the return day of such summons. Said
18 suit shall then proceed as in other actions at law. If upon a trial of such suit it
19 shall be determined that the plaintiff therein is entitled to recover any loss or
20 damage, then judgment for the amount of such loss or damage shall be rendered
21 against the defendant, which judgment shall have the same force and effect as
22 other judgments at law of the court in which it shall be entered.

Sec. 3. Where a recovery is had against a township, incorporated town,
2 city, village or county, such judgment shall be entered against said township,
3 incorporated town, city, village or county, as the case may be, and in other cases

4 any judgment, if recovered, shall be rendered against the county within which is
5 located the political subdivision in which the manufacture, production, distribu-
6 tion or sale at wholesale or retail of intoxicating liquor has been prohibited, or
7 which has become anti-saloon territory: *Provided, however,* that if the manu-
8 facture, production, distribution or sale, at wholesale or retail, of intoxicating
9 liquor, be prohibited, as aforesaid, in the whole State, or in any portion including
10 within its limits more than one whole county, or the whole of the State, or a por-
11 tion thereof, including within its limits more than one whole county, shall be-
12 come anti-saloon territory, as aforesaid, then and in such case such claims for
13 loss or damage shall run against the State and any and all persons or corpora-
14 tions thereby suffering loss or damage, as aforesaid, shall file their claims there-
15 for against the State with the court of claims, which claim or claims shall there-
16 upon be heard by said court in like manner to that provided for hearing claims
17 under an Act entitled, "An Act to create the court of claims and prescribe its
18 powers and duties," approved May 16, 1903, in force July 1, 1903. Upon any
19 award being made by the court of claims hereunder the Auditor of Public Ac-
20 counts shall thereupon issue his warrant on the State Treasurer for the payment
21 of the same.



- 1 Introduced by Mr. Tuttle, March 13, 1917.
- 2 Read by title, ordered printed and referred to Committee on Military Affairs.

A BILL

For an Act to create a State Reserve Corps.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That there be and is hereby created a
3 State Reserve Corps to be comprised of all the men in the State, of ages nineteen
4 (19) to twenty-five (25) years, inclusive, possessing the qualifications herein-
5 after prescribed.

Sec. 2. All citizens of the United States, or persons who have declared
2 their intentions to become citizens of the United States, residing permanently in
3 Illinois, nineteen (19) to twenty-five (25) years of age, both inclusive, subject to
4 such physical, educational and practical examination as may be prescribed by the
5 Adjutant General in accordance with the regulations of the War Department of
6 the United States and under such rules as may be prescribed by the Adjutant
7 General, shall serve for a period of four (4) years, as provided herein, in the
8 State Reserve Corps, and certificates of enlistment shall be issued to all such
9 persons by the Adjutant General.

Sec. 3. The certificates so issued shall confer upon the holders thereof, when
2 called into active service or for purposes of instruction and training and during
3 the period of such active service, instruction or training, all the authority, rights
4 and privileges of members of the National Guard.

Sec. 4. Enlisted men of the State Reserve Corps shall take precedence in
2 said corps according to the dates of their certificates of enlistment and, when
3 called into active service or when called out for purposes of instruction or train-
4 ing, shall take precedence next below all other enlisted men in the Illinois Na-
5 tional Guard.

Sec. 5. The Adjutant General is hereby authorized to issue to members of
2 the State Reserve Corps and to persons who have participated in at least one
3 encampment for the military instruction of citizens, conducted under the auspices
4 of the War Department of the United States, or the military authorities of the
5 State, distinctive buttons for wear with civilian clothing, and whenever a button
6 issued under the provisions of this section shall have been lost, destroyed or ren-
7 dered unfit for use without fault or neglect upon the part of the person to whom
8 it is issued, the Adjutant General shall cause a new button to be issued to such
9 person without charge therefor. Any person who is not an enlisted man of the
10 State Reserve Corps and shall not have participated in at least one encampment
11 for the military instruction of citizens, conducted under the auspices of the War
12 Department, or of the military authorities of the State, who shall wear such but-
13 ton shall be guilty of a misdemeanor and punishable by fine not exceeding three
14 hundred dollars (\$300.00) or imprisonment in the county jail not exceeding six
15 (6) months, or both.

Sec. 6. The Governor is authorized to assign members of the State Reserve
2 Corps as reserves to particular organizations of the National Guard, or to or-
3 ganize the enlisted State Reserve Corps, or any part thereof, into units or de-
4 tachments of any arm, corps or department of the State Militia in such manner

5 as he may prescribe and to assign to such units and detachments officers of the
6 National Guard.

Sec. 7. To the extent provided from time to time by appropriations, the
2 Adjutant General may order enlisted men of the State Reserve Corps into active
3 service for the purposes of instruction or training for periods not to exceed fif-
4 teen (15) days in any one calendar year.

Sec. 8. The Adjutant General is hereby authorized to maintain upon mili-
2 tary reserves, or elsewhere, camps for the military instruction and training of
3 the State Reserve Corps, upon such terms and regulations as may be by him pre-
4 scribed, to use for the purpose of maintaining said camps and imparting mili-
5 tary instruction and training thereat, such arms, ammunition, accoutrements,
6 equipments, tentage, field equipage and transportation belonging to the State as
7 he may deem necessary; to furnish at the expense of the State uniforms, sub-
8 sistence and transportation by the most usual and direct route within such limits
9 of its territory as the Adjutant General may prescribe, and medical supplies to
10 members of the State Reserve Corps receiving instruction at said camps during
11 the period of their attendance thereat; to authorize such expenditures from
12 proper appropriations as he may deem necessary for water, fuel, light, tem-
13 porary structures or barracks for officers and men, screening, and damages re-
14 sulting from field exercises, and other expenses incidental to the maintenance of
15 said camps, and the theoretical winter instruction in connection therewith; and
16 to sell to persons receiving instruction at said camps, for cash and at cost price
17 plus ten per centum, quartermaster and ordnance property, the amount of such
18 property sold to any one person to be limited to that which is required for his
19 proper equipment. All moneys arising from such sales to be turned into the
20 State treasury according to law. The Adjutant General is authorized also to
21 prescribe the courses of theoretical and practical instruction to be pursued by
22 the State Reserve Corps, to fix the periods during which such camps shall be
23 maintained, to prescribe rules and regulations for the government thereof, and

24 to employ thereat officers and enlisted men of the National Guard or of the United
25 States Army in such numbers and upon such duties as he may designate.

Sec. 9. The organization of the State Reserve Corps shall, as nearly as may
2 be, correspond to that of the Illinois National Guard but as many battalions of
3 infantry, companies of engineers, regiments of cavalry, batteries of artillery and
4 signal corps, may be organized as shall be deemed advisable and as shall be pro-
5 vided for by appropriations.

6 Appointments and elections of officers shall be subject, as nearly as may be,
7 to the provisions of article 13 of an Act entitled, "An Act to establish a military
8 and naval code for the State of Illinois and to repeal all Acts in conflict here-
9 with," approved June 10, 1909, in force July 1, 1909, as amended.

Sec. 10. Enlisted men of the State Reserve Corps shall receive, when or-
2 dered into active service, including the time required for actual travel from their
3 homes to the places to which ordered and return to their homes, the same compen-
4 sation as enlisted men of the National Guard and, when ordered to active service
5 or for purposes of instruction or training, shall from the time they are required
6 by the terms of the order to obey the same be subject to the laws and regula-
7 tions governing the Illinois National Guard: *Provided*, that any enlisted man of
8 said corps who shall be ordered upon active duty as herein provided and who
9 shall wilfully fail to comply with the terms of the order so given him, shall in
10 addition to any other penalty to which he may be subjected, be dishonorably dis-
11 charged from the reserve corps.

Sec. 11. In time of actual or threatened hostilities the Governor of the State
2 or the President of the United States may order the State Reserve Corps in
3 such numbers and at such times as may be considered necessary, to active serv-
4 ice with the National Guard or the regular army and while on such service mem-
5 bers of said corps shall exercise command appropriate to their several grades
6 and rank in the organizations to which they shall be assigned and shall be en-
7 titled to the pay and allowances of the corresponding grades in the regular army

8 or National Guard, with increase of pay for length of service as now allowed by
9 law for the regular army: *Provided*, that upon a call by the President for a vol-
10 unteer force, the members of the enlisted reserve corps may be mustered into the
11 service of the United States as volunteers for duty with the army in the grades
12 held by them in the said corps and shall be entitled to the pay and allowances in
13 the corresponding grades in the regular army, with increase of pay for length
14 of service, as now provided by law for the regular army: *And, provided, further*,
15 that enlisted men of the State Reserve Corps shall not acquire, by virtue of the
16 issuance of certificates of enlistment to them, a vested right to be mustered into
17 the volunteer service of the United States.

Sec. 12. Any officer or member of the State Reserve Corps may retire at
2 any time after five (5) years from the time of his enlistment and shall, upon his
3 application, be given a certificate of honorable discharge by the Adjutant Gen-
4 eral.

Sec. 13. The organization, regulation and government of the State Reserve
2 Corps shall be governed and controlled by the terms of an Act entitled, "An Act
3 to establish a military and naval code for the State of Illinois and to repeal all
4 Acts in conflict herewith," approved June 10, 1909, in force July 1, 1909, as
5 amended, in all respects in which the said Act is not in conflict herewith.



- 1 Introduced by Mr. Tyers, March 13, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend section 47 of an Act entitled, "An Act concerning fees and salaries, and to classify the several counties of this State with reference thereto," approved March 29, 1872, in force July 1, 1872, as amended by an Act approved May 13, 1905, in force July 1, 1905, and all Acts amendatory thereto, be amended to read as follows:

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section 47 of an Act entitled, "An Act concerning fees and salaries and to classify the several counties of this State with reference thereto," approved March 29, 1872, in force July 1, 1872, as amended by an Act approved May 13, 1905, in force July 1, 1905, and all Acts amendatory thereto, being the same is hereby amended to read as follows:

7 Sec. 47. IN COURTS OF RECORD.] Every witness attending in his own county
8 upon trials in the courts of record shall be entitled to receive the sum of one dol-
9 lar for each day's attendance and five cents per mile each way for necessary
10 travel. For attending in a foreign county, going and returning, accounting
11 twenty miles for each day's travel, for each day one dollar. Every person at-

12 tending for the purpose of having his deposition taken, one dollar, and the same
13 mileage as provided in this section for witnesses in courts of record: *Provided*,
14 no allowance or charge shall be made for the attendance of witnesses aforesaid
15 unless the witness shall make affidavit of the number of days he or she actually
16 attended, and that such attendance was at the instance of one or both of the par-
17 ties or his attorney. In criminal cases where a witness shall be required to at-
18 tend from a foreign county or state, *or from his own county*, either before the
19 grand jury or at the trial of the cause in the court, he shall be allowed five cents
20 per mile each way in full of all compensation, except the per diem for actual
21 attendance upon such court or before such grand jury, which shall be one dollar
22 per day for each day's necessary attendance to be paid out of the county treas-
23 ury of the county where the crime was committed on the certificate of the clerk
24 of the court where the trial is being had: *Provided*, he shall make affidavit of
25 the distance traveled, that it was the usually traveled and most direct route, of
26 the number of day's actual attendance, and that such attendance was at the in-
27 stance of the state's attorney or the accused, or his attorney, to which shall be
28 added the certificate of the *state's attorney* that the amount is reasonable and
29 that he was a material witness in the court or before the grand jury, *and pro-*
30 *vided any person, who may be a witness in one or more cases before the grand*
31 *jury on the same day shall not be entitled to more than one per diem fee and*
32 *mileage.*



- 1 Introduced by Mr. Volz, March 13, 1917.
- 2 Read by title, ordered printed and referred to Committee on Roads and Bridges.

A BILL

For an Act to amend sections 73 and 75 of article VI of an Act entitled, "An Act to revise the law in relation to roads and bridges," approved June 27, 1913, in force July 1, 1913, as amended by an Act approved June 27, 1915, in force July 1, 1915.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That sections 73 and 75 of an Act entitled, "An Act to revise the law in relation to roads and bridges," approved June 27, 1913, in force July 1, 1913, as amended by an Act approved June 27, 1915, in force July 1, 1915, be, and the same are hereby, amended to read as follows:

6 Sec. 73. All public roads established under the provisions of this Act shall
7 be of the width of *not less than forty feet nor more than sixty-six feet as the in-*
8 *terests of the public permit, which width shall be specifically set forth in the peti-*
9 *tion as hereinafter directed.*

10 Sec. 75. Existing roads may be altered, vacated or widened and new roads
11 may be laid out in the manner herein provided for. Any number of land own-

12 ers, not less than twelve, residing in any town or road district within two miles
13 of the road to be altered, widened, vacated or laid out, or two-thirds of such
14 land owners, may file a petition with the commissioners of highways of such town
15 or district, praying for the altering, widening, vacation or laying out of said
16 roads. Said petition shall set forth a description of the road and what part is
17 to be altered, widened or vacated, and if for a new road the names of the owners
18 of lands, if known, and if not known it shall so state, over which the road is to
19 pass, the points at or near which it is to commence, *its width*, its general course,
20 and the place at or near which it is to terminate.



1 Introduced by Mr. Lynch, March 13, 1917.

2 Read by title, ordered printed and referred to Committee on Municipalities.

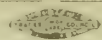
A BILL

For an Act to amend an Act entitled, "An Act to enable cities and villages to establish and regulate cemeteries," approved March 24, 1874, in force July 1, 1874, as subsequently amended, by amending section 1 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to enable cities and villages to establish and regulate cemeteries," approved March 24, 1874, in force July 1, 1874, as subsequently amended, be and the same is hereby amended by amending section 1 thereof to read as inserted at length herein.

Section 1. That any city, village or township in this State may establish and maintain cemeteries, within and without its corporate limits, and acquire lands therefor, by condemnation or otherwise. *The proper authorities of any city, village or township shall have power to levy an annual tax, not to exceed two mills on the dollar on all the taxable property, real and personal, within such city, village or township for the purpose of acquiring lands for a cemetery or cemeteries and for the maintenance and improvement of any cemetery or cemeteries, already or hereafter acquired. Such tax shall be collected in the same*

14 manner as other general taxes in such city, village or township. Such city,
15 village or township may lay out lots of convenient size for families, and may sell
16 lots for family burying ground, or to individuals for burial purposes: *Pro-*
17 *vided*, associations duly incorporated under the laws of this State for cemetery
18 purposes shall have the same power and authority to purchase lands and sell
19 lots for burial purposes as are conferred upon cities, villages or townships under
20 this Act.



- 1 Introduced by Mr. Garesche, March 13, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to provide for the commemoration of the life and public services of Pierre Gibault and making an appropriation to carry out the purposes thereof.

WHEREAS, Pierre Gibault labored within the boundaries of Illinois from his
2 advent thereto, in 1768, until 1791; and,

3 WHEREAS, during all of that period he was the most potent moral force
4 within the territory; and,

5 WHEREAS, in the language of Munsell's Historical Encyclopedia of Illinois he
6 "rendered Clark important aid in conciliating the French citizens of Illinois at
7 the time of the capture of Kaskaskia. He also made a visit to Vincennes and in-
8 duced the people there to take the oath of allegiance to the new government.
9 He advanced means to aid Clark's destitute troops, but beyond a formal vote of
10 thanks by the Virginia Legislature, he does not appear to have received any rec-
11 ompense. Governor St. Clair, in a report to Thomas Jefferson, then Secretary
12 of State, dwelt impressively upon the value of Father Gibault's services and
13 sacrifices, and Judge Law said of him 'Next to Clark and Vigo the United
14 States are indebted more to Father Gibault for the accession of the states com-

15 prized in what was the original northwest territory than to any other man;”
 16 and,

17 WHEREAS, besides a constant personal patriotic service, extending over the
 18 entire period of his residence in Illinois, Pierre Gibault advanced, in the interest
 19 of his country, seven thousand eight hundred (7,800) livres in money and goods;
 20 and,

21 WHEREAS, in the language of Dillon, the Indiana historian, “He never re-
 22 ceived a particle of compensation from Virginia, or the United States, for his
 23 services and he never received one cent of re-payment for money and goods actu-
 24 ally furnished to our troops” and, as stated by Mr. English in his Conquest of the
 25 Northwest, “There was no reason why his great services should not have been
 26 properly recognized, but they never were. As far as the author is advised, no
 27 county, town or post office bears his name, no monument has been erected to his
 28 memory, and no headstone marks his grave as its location is entirely unknown;”
 29 and,

30 WHEREAS, as we are about to celebrate the one hundredth (100th) anniver-
 31 sary of the admission of the State of Illinois into the Union of States and con-
 32 template paying honors to the memory of the illustrious dead who have rendered
 33 valuable services in the discovery, settlement, public defense, organization and
 34 progress of the State, advantage should be taken of the opportunity thus afforded
 35 to discharge, in a measure at least, the deep debt of gratitude due the memory
 36 of Pierre Gibault; therefore,

SECTION 1. *Be it enacted by the People of the State of Illinois,*
 2 *represented in the General Assembly:* That there be and is hereby created a com-
 3 mission of three (3) persons to be appointed by the Governor, within thirty (30)

4 days after this Act shall take effect, to co-operate with the Illinois Centennial
5 Celebration Commission, and to have immediate charge of the selection of a site
6 and the erection of a monument, with suitable inscriptions thereon, to commemo-
7 rate the life and public services of Pierre Gibault.

Sec. 2. The said commission shall carefully investigate and compile all avail-
2 able records and historical data relating to Pierre Gibault and shall fix upon
3 a park, road or other point within some county bordering upon the Mississippi
4 river, and which was visited by Pierre Gibault in his life-time, as a site for the
5 erection of a Gibault monument.

Sec. 3. Ten thousand (10,000) copies of the record compiled as provided
2 for herein, shall be published by the commission as soon as conveniently may be,
3 and not later than January 1, 1918, for free distribution upon application.

Sec. 4. The commission shall select a design for the monument provided
2 for herein and shall determine the inscriptions to be placed thereon and shall,
3 in conjunction with the Illinois Centennial Celebration Commission, provide for
4 the public unveiling and dedication thereof, during the year 1918, the one hun-
5 dredth (100th) anniversary of the admission of Illinois to the Union of States.

Sec. 5. For the purpose of carrying out the provisions of this Act, there is
2 hereby appropriated the sum of twenty thousand dollars (\$20,000) or so much
3 thereof as shall be necessary.

Sec. 6. Upon presentation of proper vouchers, certified by the commission
2 and approved by the Governor, the Auditor of Public Accounts is authorized and
3 directed to draw his warrants upon the State Treasurer, not exceeding in the
4 aggregate the sum herein appropriated, and the State Treasurer is authorized
5 to pay the same out of any funds in the State treasury not otherwise appropri-
6 ated.

- 1 Introduced by Mr. Jones, March 14, 1917.
- 2 Read by title, ordered printed and referred to Liberal Committee.

A BILL

For an Act to amend an Act entitled, "An Act to provide for the licensing of, and against the evils arising from, the sale of intoxicating liquors," approved March 30, 1874, in force July 1, 1874, as subsequently amended, by amending sections six (6), six and one-half ($6\frac{1}{2}$) and nine (9) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to provide
3 for the licensing of, and against the evils arising from, the sale of intoxicating
4 liquors," approved March 30, 1874, in force July 1, 1874, as subsequently
5 amended, be and the same is hereby amended by eliminating section six and one-
6 half ($6\frac{1}{2}$) and amending sections six (6) and nine (9) thereof, to read as inserted
7 at length herein.

8 Sec. 6. Whoever, *whether the keeper of a dram-shop or not, or his agent or*
9 *servant,* shall sell or give intoxicating liquor to any minor without the written
10 order of his parent, guardian or family physician, or to any person intoxicated
11 or who is in the habit of getting intoxicated, shall for each offense be fined not
12 less than twenty dollars (\$20) nor more than one hundred dollars (\$100) or im-

13 prisoned in the county jail not less than ten nor more than thirty days, or both,
 14 according to the nature of the offense: *Provided*, this Act shall not affect any
 15 prosecution pending at the time this Act takes effect, but in every such prosecu-
 16 tion the accused shall, upon conviction, be punished in the same manner, in all
 17 respects, as if this Act had not been passed, *and any person guilty of such un-*
 18 *lawful selling or giving of intoxicating liquor shall be liable in an action of debt*
 19 *to any parent or guardian of such minor and to any person injured in person,*
 20 *property or means of support in consequence of the habitual intoxication of any*
 21 *person after written notice given by such person not to sell intoxicating liquors*
 22 *to said person in the habit of becoming intoxicated in the sum of fifty dollars*
 23 *(\$50) for each and every such unlawful sale or gift: Provided, that there shall*
 24 *be no recovery for any such unlawful sales or gifts, made or occurring more than*
 25 *one year before the filing of any suit: And, provided, further, that the amount*
 26 *recovered in any one suit shall not exceed one thousand dollars (\$1,000).*

27 Sec. 9. Every husband, wife, child, employer or other person, who shall be
 28 injured in person or property, or means of support, by any intoxicated person,
 29 or in consequence of the specific intoxication of any person, shall have a right of
 30 action in his or her own name, severally or jointly, against any person or per-
 31 sons, who shall, by selling or giving intoxicating liquors, have caused the intoxi-
 32 cation, in whole or in part, of such person or persons; and any person owning,
 33 renting, leasing or permitting the occupation of any building or premises, and
 34 having knowledge that intoxicating liquors are to be sold therein, or who, having
 35 leased the same for other purposes, shall knowingly permit therein the sale of any
 36 intoxicating liquors that have caused, in whole or in part, the intoxication of any
 37 person, shall be liable, severally or jointly, with the person or persons selling or
 38 giving intoxicating liquors aforesaid, for all damages sustained, and for ex-
 39 emplary damages; and a married woman shall have the same right to bring suits
 40 and to control the same and the amount recovered, as a *feme sole*; and all dam-
 41 ages recovered by a minor under this Act shall be paid either to such minor, or
 42 to his or her parent, guardian or next friend, as the court shall direct; and the

43 unlawful sale, or giving away, of intoxicating liquors shall work a forfeiture of all
44 rights of the leasee or tenant, under any lease or contract of rent upon the
45 premises where such unlawful sale or giving away shall take place; and all
46 suits for damages under this Act may be by any appropriate action in any of
47 the courts of this State having competent jurisdiction: *Provided, that any suit*
48 *or proceeding hereunder, except for the death of any person, shall be commenced*
49 *within two (2) years next after the cause of action accrued: And, provided, fur-*
50 *ther, that any suit under the provisions of this section for the death of any per-*
51 *son as a result of such intoxication shall be brought in accordance with the pro-*
52 *visions and subject to the conditions and limitations of an Act entitled, "An Act*
53 *requiring compensation for causing death by wrongful act, neglect or default,"*
54 *approved and in force February 12, 1853, as subsequently amended.*



- 1 Introduced by Mr. Ellis, March 14, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judicial Department
and Practice.

A BILL

For an Act to amend sections 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 27A, 28, 29, and 30 of an Act entitled "An Act in regard to judgments and decrees and the manner of enforcing the same by execution and to provide for the redemption of real estate sold under execution or decree," approved March 22, 1872, in force July 1, 1872, as amended by subsequent Acts.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That sections 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 27A, 28, 29 and 30 of an Act entitled, "An Act in regard to judgments and decrees and the manner of enforcing the same by execution and to provide for the redemption of real estate sold under execution or decree," approved March 22, 1872, in force July 1, 1872, as amended by subsequent Acts, be and the same hereby are amended so as to read as follows:

Sec. 16. When any real estate *shall be levied upon* by virtue of any execution, as *aforesaid*, or shall be directed to be sold in satisfaction of any judgment or decree of foreclosure of mortgage, enforcement of mechanic's lien or vendor's

4 lien or for the payment of money, it shall be the duty of the sheriff, master in
 5 chancery, or other officer making such levy or directed to make such sale, at once
 6 to make and deliver to said judgment or decree creditor a certificate containing
 7 the names of the parties as set forth in said judgment or decree, the date of said
 8 judgment or decree, and the amount due thereon, including interest, together with
 9 a description of the real estate levied on or directed to be sold and costs accrued
 10 and the cost of recording a copy of said certificate, and thereupon at the cost of
 11 said judgment or decree creditor shall file in the office of the recorder of the
 12 county in which the real estate is situated, a duplicate of such certificate.

Sec. 17. *To recover the debt found due in a decree execution may issue as*
 2 *in judgments at law against the lands and tenements, goods and chattels of the*
 3 *person held personally liable to pay the debt so found due.*

Sec. 18. *On cause shown the court may, at any time before sale, appoint a*
 2 *receiver of real estate, or any part thereof, described in the bill or decree of fore-*
 3 *closure, enforcement of mechanic's lien, vendor's lien and of the rents, issues*
 4 *and profits arising therefrom.*

Sec. 19. *Any judgment rendered against any defendant, his heirs, executors,*
 2 *administrators or assigns, or against any person interested in the real estate*
 3 *through or under such defendant, shall be a lien as now provided by law upon*
 4 *said real estate until sold as hereinafter provided.*

Sec. 20. *Any defendant, his heirs, executors, administrators or assigns, or*
 2 *any person interested in the real estate through or under such defendant, may*
 3 *within twelve months from the date of such certificate, pay to the sheriff, master*
 4 *in chancery, or other officer issuing said certificate, or his successor in office, for*
 5 *the benefit of the decree or judgment creditor, his executors, administrators or*
 6 *assigns, holding such certificate, the amount due as set forth in said certificate,*
 7 *together with interest thereon at the rate of six per centum per annum from the*

8 date of said certificate, and all other sums due under said certificate according to
9 the provisions of this Act. Said certificate shall thereupon be null and void.

Sec. 21. It shall be the duty of the sheriff, master in chancery, or other offi-
2 cer or person who executed said certificate, upon payment to him of said sum, as
3 aforesaid, to make out an instrument in writing under his hand and seal, evidenc-
4 ing such satisfaction, which shall be recorded in the recorder's office of the proper
5 county, which recording shall be paid for by the party so satisfying said judgment
6 or decree.

Sec. 22. The holder of any certificate heretofore described in this Act shall
2 have the right to pay all taxes and assessments which are or may become a lien
3 on the real estate therein described, and the amount paid for such taxes and as-
4 sessments, together with the interest thereon at the rate of six per centum per
5 annum, shall be added to the amount due under such certificate, and shall likewise
6 be due thereafter, upon a receipt or receipts for such taxes or assessments being
7 filed with the officer who executed such certificate, or his successor in office.

Sec. 23. Any joint owner, his executors, administrators or assigns, may re-
2 deem the interest of such joint owner in the real estate to be sold, on execution or
3 decree, in the manner and upon the conditions hereinbefore provided, upon the
4 payment of his proportion of the amount which would be necessary to redeem the
5 whole.

Sec. 24. Every certificate which shall be issued by any officer under the pro-
2 visions of this Act shall be assignable by endorsement thereon, under the hand
3 of the person to whom it shall be issued, or his heirs, executors, administrators
4 or assigns, and every person to whom the same shall be so assigned shall be en-
5 titled to the same benefits therefrom in every respect, that the person therein
6 named would have been if the same had not been assigned.

Sec. 25. No commission on the amount of the redemption money paid, in
2 any case shall be allowed to the officer receiving the same.

Sec. 26. *If said judgment or decree shall not be satisfied, as aforesaid, by*
 2 *any defendant, his heirs, executors, administrators, assigns or any person inter-*
 3 *ested in the real estate through or under the defendant, the real estate in said*
 4 *certificate described shall immediately after the expiration of twelve months from*
 5 *the date of the first certificate provided for in this Act, be sold by the sheriff,*
 6 *master in chancery, or other officer who issued said first certificate, or by his*
 7 *successor in office, or by some person especially appointed to make such sale, to*
 8 *satisfy the amount due under said certificate.*

Sec. 27. *If the real estate shall sell for more than sufficient to pay the amount*
 2 *due, as set forth in said certificate, together with interest thereon at the rate of*
 3 *six per centum per annum, from the date of said certificate, and all other sums*
 4 *due under said certificate according to the provisions of this Act, together with*
 5 *costs of sale and commissions due the officer or person making said sale, then the*
 6 *sheriff, master in chancery or other officer or person especially appointed by the*
 7 *court, who made such sale, shall bring the surplus into the court under whose*
 8 *decree the real estate was sold, or, if the sale was under a judgment, then into*
 9 *the circuit court of the county wherein the real estate was situated, and said*
 10 *surplus shall be distributed under order of said court to the person or persons*
 11 *entitled thereto, in accordance with their respective interests in or liens upon*
 12 *said real estate at the time of sale.*

Sec. 27A. *The sheriff, master in chancery or other officer, or his successor*
 2 *in office, or the person especially appointed by the court, who made said sale,*
 3 *shall, within ten days thereafter, file report of his doings in the matter in the office*
 4 *of the clerk of the court decreeing such sale, or, if the sale is upon a judgment,*
 5 *then in the office of the clerk of the circuit court of the county wherein the real*
 6 *estate sold is situated.*

Sec. 28. *If the said court be then in session, the court may, in its discre-*
 2 *tion, at once approve such report and confirm the sale reported, if no excep-*
 3 *tions to said report have been filed; or, if exceptions to said report have been*

4 filed, may, in its discretion, at once proceed to hear such exceptions and sustain
 5 or overrule the same. If the said court shall not be in session when said report
 6 is filed with said clerk, then any person interested therein may, within twenty
 7 days after the filing of said report, file exceptions thereto. In such case no action
 8 shall be taken thereon until the next succeeding term of the court. If no excep-
 9 tions to said report are filed in vacation, within said twenty days, the said report
 10 shall be presented by the officer or other person making such sale, to the judge of
 11 the court, who shall examine the same and shall have the power, in vacation, to
 12 make such order in reference to the approval thereof as he shall deem proper.

Sec. 29. Upon confirmation of the report of sale, the purchaser shall be en-
 2 titled to a deed of the real estate sold at any time within five years thereafter.
 3 The deed shall be executed by the sheriff, master in chancery or other officer
 4 who made such sale, or by his successor in office, or by some person especially
 5 appointed by the court for the purpose. When such deed is not taken within
 6 the time limited by this Act, the sale shall be null and void; but if such deed is
 7 wrongfully withheld by the officer whose duty it is to execute the same, or if the
 8 execution of such deed is restrained by injunction or order of a court or judge,
 9 the time during which the decree is so withheld or the execution thereof re-
 10 strained, shall not be taken as a part of the five years within which said pur-
 11 chaser shall take a deed.

Sec. 30. All Acts and parts of Acts in conflict with this Act are hereby re-
 2 pealed; provided, however, this Act and the repeal effected hereby shall not ap-
 3 ply to sales of real estate made pursuant to decrees foreclosing mortgages or
 4 trust deeds executed prior to July 1, 1917, or foreclosing mechanic's liens or
 5 vendor's liens arising out of contracts existing prior to July 1, 1917, or made
 6 pursuant to a judgment or decree for breach of a contract existing prior to July
 7 1, 1917, or any judgment or decree entered prior to July 1, 1917; but such sales

8 shall be governed by the provisions of the Act entitled, "An Act in regard to
9 judgments and decrees and the manner of enforcing the same by execution and
10 to provide for the redemption of real estate sold under execution or decree,"
11 approved March 22, 1872, in force July 1, 1872, and Acts amendatory thereof.

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- 1 Introduced by Mr. McCabe, March 14, 1917.
 - 2 Read by title, ordered printed and referred to Committee on Education.

A BILL

For an Act to empower boards of education and boards of school inspectors in school districts having a population of not less than 1,000 nor more than 100,000 inhabitants and existing and governed by either the general school law of this State or by any special Acts of the General Assembly of this State and such other districts as may hereafter be ascertained by any special or general census to have such population, to issue warrants against and in anticipation of any taxes levied for the payment of the ordinary and necessary expenses of the district, and to validate warrants heretofore issued by any such boards of education or boards of school inspectors.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That in all school districts in this State
3 having a population of not less than 1,000 nor more than 100,000 inhabitants and
4 existing and governed by either the general school law of this State or by any
5 special Acts of the General Assembly of this State and in such other school dis-
6 tricts as may hereafter be ascertained by any special or general census to have
7 such population, the board of education or the board of school inspectors, as the
8 case may be, of any such district shall have power, whenever there is no money

9 in the hands of the treasurer of any school district, to which this Act shall apply,
10 for educational or building purposes, to draw and issue warrants against and in
11 anticipation of any taxes already levied for educational or building purposes to
12 the extent of seventy-five per centum of the total amount of any such taxes
13 levied.

Sec. 2. Warrants drawn and issued under the provisions of this section
2 shall show upon their face that they are payable solely from said taxes when col-
3 lected and not otherwise and shall be received by any collector of taxes in pay-
4 ment of the taxes against which they are issued, and which taxes, against which
5 said warrants are drawn, shall be set apart and held for their payment. Every
6 warrant issued under this Act shall bear interest payable only out of the taxes
7 against which it shall be drawn, at a rate not to exceed five per centum per annum
8 from the date of its issuance until paid or until notice shall be given by publica-
9 tion in a newspaper or otherwise, that the money for the payment of said warrant
10 is available and that it will be paid upon presentation.

Sec. 3. All warrants heretofore drawn issued and disposed of by the board
2 of education or board of school inspectors of any school district to which this Act
3 applies for educational or building purposes are hereby validated and insofar as
4 such warrants are outstanding and unpaid are hereby made legal and valid obli-
5 gations of the school district or corporate body issuing the same.



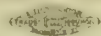
- 1 Introduced by Mr. Dudgeon, March 14, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making an appropriation for county fairs or other agricultural societies
of the State of Illinois.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the sum of one hundred ten thousand
3 dollars (\$110,000) per annum, or so much thereof as may be necessary, be and
4 the same is hereby appropriated to county fairs or other agricultural societies of
5 the State of Illinois, said appropriations to be divided between such county fairs
6 or agricultural societies which have complied with the conditions prescribed by
7 section 7 of an Act entitled, "An Act to revise the law in relation to the Depart-
8 ment of Agriculture, agricultural societies and agricultural fairs, and to provide
9 for reports of the same," approved June 23, 1883, in force July 1, 1883, and all
10 Acts amendatory of said section.

Sec. 2. The Auditor of Public Accounts is hereby authorized and directed
2 to draw his warrants upon the State Treasurer for the moneys herein appropri-
3 ated in favor of the several county fairs or agricultural societies of this State
4 which shall have complied with the provisions of section 7 of the Act referred to
5 herein, and the certificate of the State Board of Agriculture, signed by its presi-
6 dent and attested by its secretary and approved by the Governor shall be re-
7 quired by the Auditor of Public Accounts as proof of such compliance.



- 1 Introduced by Mr. Dudgeon, March 14, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making an appropriation for the State Board of Agriculture and county
and other agricultural fairs.

- SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That there be and is hereby appropriated
3 to the State Board of Agriculture the following sums, to-wit:
- 4 For the salary of the secretary, the sum of five thousand dollars (\$5,000)
5 per annum for the years 1917 and 1918.
- 6 For the salary of chief clerk, the sum of three thousand dollars (\$3,000)
7 per annum for the years 1917 and 1918.
- 8 For the salary of statistician, the sum of fifteen hundred dollars (\$1,500)
9 per annum for the years 1917 and 1918.
- 10 For the salary of stenographer, the sum of twelve hundred dollars (\$1,200)
11 per annum for the years 1917 and 1918.
- 12 For the salary of shipping clerk, the sum of twelve hundred dollars (\$1,200)
13 per annum for the years 1917 and 1918.
- 14 For the salary of filing clerk, the sum of ten hundred twenty dollars (\$1,020)
15 per annum for the years 1917 and 1918.

16 For the salary of janitor, the sum of seven hundred twenty dollars (\$720)
 17 per annum for the years 1917 and 1918.

18 For the salary of custodian of fair grounds, the sum of fifteen hundred dol-
 19 lars (\$1,500) per annum for the years 1917 and 1918.

20 For the encouragement of an exhibit at the State Fair, the sum of ten thou-
 21 sand dollars (\$10,000) per annum for the years 1917 and 1918.

22 For the maintenance, repairs and care of the Illinois State Fair grounds and
 23 buildings thereon, the sum of fifty thousand dollars (\$50,000) per annum for the
 24 years 1917 and 1918.

25 For the expense of collecting, compiling and publishing live stock and agri-
 26 cultural statistics, the sum of eighteen hundred dollars (\$1,800) per annum for
 27 the years 1917 and 1918.

28 For office expenses, furniture, repairs, postage, expressage, etc., the sum of
 29 fifteen hundred dollars (\$1,500) per annum for the years 1917 and 1918.

30 For traveling expenses of the members and officers of the board, the sum of
 31 five thousand dollars (\$5,000) per annum for the years 1917 and 1918.

32 For sanitary kitchens and toilets for the Boys' State Fair School, the sum of
 33 five thousand dollars (\$5,000).

34 For reconstructing the seating capacity in coliseum, the sum of five thousand
 35 dollars (\$5,000).

36 For permanent sanitary eating houses, the sum of ten thousand dollars
 37 (\$10,000).

38 For additions to grand stand, the sum of twenty thousand dollars (\$20,000).

39 For four cattle barns, the sum of twenty thousand dollars (\$20,000).

40 For subway under race track to utilize infield for parking purposes, the sum
 41 of twenty-five thousand dollars (\$25,000).

42 For remodeling woman's building into an administration building, the sum
 43 of ten thousand dollars (\$10,000).

44 For the construction of a new building for women and the use of the State
45 Fair Domestic Science School, the sum of one hundred thousand dollars
46 (\$100,000).

47 For insurance on State Fair buildings, the sum of fifty-four hundred dollars
48 (\$5,400).

Sec. 2. That on the order of the president, countersigned by the secretary of
2 the State Board of Agriculture, and approved by the Governor, the Auditor of
3 Public Accounts shall draw his warrant upon the State Treasurer in favor of the
4 Treasurer of the State Board of Agriculture for the sums herein appropriated.



- 1 Introduced by Mr. Wm. Rowe, March 14, 1917.
- 2 Read by title, ordered printed and referred to Committee on Agriculture.

A BILL

For an Act to protect the owner of any licensed stallion or jack kept for public service and to subject the mare or jennet or progeny of such animal, or both, to a lien for the service fee of such stallion or jack.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That every owner of any licensed stallion
3 or jack kept for public service, who, at the request of the owner of any mare or
4 jennet, or his authorized agent, shall cause such mare or jennet to be served by
5 his stallion or jack, shall have a lien on the mare or jennet served and first lien
6 upon the progeny of such mare or jennet for the service fee of such stallion or
7 jack and each lien conferred by this Act shall take precedence of all other liens
8 or claims thereon not duly recorded prior to recording claim of lien as herein-
9 after provided.

Sec. 2. Any owner of a licensed stallion or jack desiring to secure the benefits
2 of this Act shall, within eighteen (18) months after any mare or jennet has
3 been served by his stallion or jack, file with the recorder of deeds in the county
4 in which such mare or jennet is, a claim for lien in writing and under oath, set-

ting forth therein his intention to claim a lien upon such mare or jennet or progeny thereof, or both, for the service fee of his stallion or jack.

Such claim for lien shall state the name and residence of the person claiming the lien, the name of the owner or reputed owner of the mare or jennet or progeny thereof, or both, sought to be charged with the lien, and a description of such animal or animals sufficient for identification upon which the lien is claimed, and the amount due the claimant for the service fee of his stallion or jack.

The claim for lien filed with the recorder of deeds shall expire and become void and of no effect if suit is not brought to foreclose the same within eighteen (18) months after filing claim therefor.

Sec. 3. It shall be the duty of the recorder of deeds, upon presentation to him of any such claim for lien, together with the recording fee, to file the same in his office in the same manner as provided by law for the filing and recording of chattel mortgages.

Sec. 4. The original, or a copy of such claim for lien filed as aforesaid, certified by the recorder of deeds, shall be received in evidence in any proceeding taken to foreclose the lien herein provided for, of the fact that such claim for lien was received and filed according to the endorsement of the recorder of deeds thereon.

Sec. 5. The person claiming such lien may commence suit to foreclose the same by summons in the usual form before any justice of the peace of the county or before any municipal court of the city in which the animal or animals described in his claim for lien may be found. Such suit shall be against the person or persons liable for the payment of the service fee of claimant's stallion or jack.

Sec. 6. If such summons be returned personally served upon the defendant or defendants, the same proceeding shall thereupon be had in all respects as in other suits commenced by summons in which there is a personal service of process and judgment shall be rendered in such suit in like manner.

Sec. 7. If the officer returns such summons showing that a defendant or
 2 defendants cannot be found in his county, the same proceedings shall thereupon
 3 be had in all respects as to the defendant or defendants not personally served, as
 4 near as may be, as in suits commenced by attachment in which there is not a per-
 5 sonal service of process upon the defendant and judgment shall be rendered in
 6 such suit in like manner.

Sec. 8. If the plaintiff recover judgment in such suit, execution shall issue
 2 thereon in the same manner and with the like effect as upon judgments ren-
 3 dered in suits commenced by attachment and the mare or jennet or progeny
 4 thereof, or both, upon which the plaintiff holds such lien, shall not be exempt
 5 from execution, but may be sold to satisfy such execution in the manner herein-
 6 after provided.

Sec. 9. In all suits prosecuted under the provisions of this Act, the court,
 2 jury, or justice of the peace, who shall try the same, or make an assessment of
 3 damages therein, shall, in addition to finding the sum due the plaintiff, also find
 4 that the same is due for the service fee of plaintiff's stallion or jack and is a
 5 lien on the mare or jennet or progeny thereof, or both, as described in plaintiff's
 6 claim for lien: *Provided, however,* that if the court, jury, or justice of the peace
 7 shall find the amount due the plaintiff is not a lien upon the property described in
 8 the plaintiff's claim for lien, the plaintiff shall not be non-suited thereby if per-
 9 sonal service of summons has been had upon the defendant, but shall be entitled
 10 to judgment as in other civil actions; and in those cases where the amount due is
 11 found to be a lien upon the animal or animals described in plaintiff's claim for
 12 lien, the finding or verdict may be in the following form: "The court, jurors, or
 13 justices, as the case may be, say that there is due to the plaintiff the sum of
 14dollars from the said defendant or defendants and that the
 15 same is due for the service fee of plaintiff's stallion or jack, and that the plaintiff
 16 has a lien upon said mare or jennet or progeny thereof, or both, as described in
 17 plaintiff's claim for lien for said amount," and in such case, the fee paid by the

18 claimant to the recorder of deeds for filing his claim for lien shall be taxed as
19 part of the costs of the suit.

Sec. 10. When the said lien shall be duly perfected as above provided, the
2 mare or jennet or progeny thereof, or both, as above provided, shall be sold
3 under execution to satisfy said lien as follows: The justice of the peace or
4 court shall, at the time of rendering judgment in the suit tried before him and on
5 the day of trial, enter upon his docket an order designating the time and place
6 at which such animal or animals, shall be sold under the execution. All such
7 sales shall be for cash at public sale, to the highest bidder and shall take place
8 not less than three nor more than five days after the entry of the order of sale
9 and shall be made by a constable of the county or by a bailiff of the municipal
10 court of the city in which the sale takes place. The officer making the sale shall
11 advertise the time and place of such sale, together with the correct description of
12 the mare or jennet or progeny thereof, or both, to be sold, by posting written or
13 printed notices of such sale at three of the most public places of the township,
14 city or village where such mare or jennet or progeny thereof, or both, is found.
15 The officer making such sale shall forthwith file with the justice of the peace or
16 court in whose court the judgment was entered a written statement of the amount
17 realized from such sale and all proper items of expense in connection therewith
18 and shall then pay from the proceeds of such sale, in the order named, to the
19 parties entitled to receive the same, all necessary expense incurrd in the keep
20 of such animal or animals, all constable's and bailiff's fees, all court costs taxed
21 in the suit, the amount of the judgment recovered by the plaintiff or claimant
22 and the surplus, if any, he shall pay to the defendant in the suit or to his legal
23 representative.

Sec. 11. All sales of an animal or animals under this Act shall be made sub-
2 ject to redemption by the owner of such animal or animals, or his legal represen-
3 tatives; such redemption to be made within thirty days from the day of sale by
4 paying to the plaintiff, officer making the sale, or to the judge or justice upon

5 whose docket the same was entered, the amount of the judgment with interest,
6 at the rate of five per cent and all costs and expenses taxed in the proceeding,
7 together with the reasonable and necessary expense or cost of the keep of such
8 animal or animals from the day of sale to and including the day of redemption.



- 1 Introduced by Mr. William Rowe, March 14, 1917.
- 2 Read by title, ordered printed and referred to Committee on Agriculture.

A BILL

For an Act to regulate the public service of stallions and jacks in Illinois.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That every person, firm, company or cor-
3 poration standing or offering any stallion or jack for public service in this State
4 shall cause the name, description and age, and in the case of a pure-bred animal
5 the pedigree, of such stallion or jack to be enrolled by the Department of Agri-
6 culture, and secure a license from said department as provided in section two (2)
7 of this Act. All license certificates and renewals of same for stallions or
8 jacks issued under this Act, shall be presented for record to and recorded by the
9 recorder of deeds of the county or counties in which said stallion or jack is used
10 for public service, and said license or renewal shall be of no force or effect un-
11 less it is so recorded.

Sec. 2. In order to obtain the license certificate herein provided for, the
2 owner or owners of each stallion or jack shall forward an application and the
3 fee to the Department of Agriculture, together with an affidavit executed by said
4 owner or owners individually to the effect that such stallion or jack is free from
5 hereditary, infectious or contagious disease or unsoundness.

6 The owner of any pure-bred stallion or jack making application for license
 7 shall furnish to the Department of Agriculture at the time the application for
 8 license is made, the stud book certificate of registry of said stallion or jack, and
 9 also all transfers, together with all other papers necessary to establish the
 10 breeding and ownership. Upon verification of pedigree, certificate of breeding,
 11 transfers of ownership and affidavit of soundness as provided for in this Act, a
 12 license certificate shall be issued to the owner making application for same. The
 13 refusal or failure to forward papers showing breeding and ownership as pro-
 14 vided for in this section, shall be taken as evidence of their non-existence, and in
 15 all such cases, licenses as pure-bred animals shall be denied.

Sec. 3. The presence of any one of the following named unsoundnesses
 2 shall disqualify a stallion or jack for public service: periodic ophthalmia (moon-
 3 blindness); bone spavin; bog spavin; ring bone; curb, when accompanied by
 4 curby formation of the hock; or any contagious or infectious disease.

Sec. 4. The Department of Agriculture shall make and keep records of all
 2 stallions or jacks enrolled in the State of Illinois, said stallions and jacks to be
 3 licensed as "pure-bred," or "grade," according as the facts may have been de-
 4 termined. Upon making the enrollment of said stallion or jack, the Department
 5 of Agriculture shall issue a license certificate as above provided.

Sec. 5. The owner of any stallion or jack used for public service in this
 2 State shall post and keep affixed during the entire breeding season or seasons,
 3 a copy of the license certificate of such stallion or jack, and affidavit of sound-
 4 ness, issued under the provisions of this Act, in a conspicuous place upon the stall
 5 door or in the enclosure leading to said stall of every stable or building where
 6 said stallion or jack is used for public service. Said copies shall be printed in
 7 bold face type not smaller than great primer.

8 Each bill, poster, newspaper advertisement or any other form of advertise-
 9 ment shall have as a heading for such bill, poster and advertisement the class of
 10 license issued for said stallion or jack and the number of his license: Thus,

11 "Pure-bred License No.....," "Grade License No.....," as the
 12 case may be. In all advertisements this heading shall be set in the largest and
 13 boldest type used in the advertisement.

Sec. 6. A pure-bred license certificate shall be issued for a stallion or jack
 2 whose pedigree is registered in a stud book recognized by the United States De-
 3 partment of Agriculture, Washington D. C., in B. A. I. Order 175, dated Novem-
 4 ber 25, 1910, or the pedigree of which is registered in the stud book of one of the
 5 following named associations, societies, clubs or corporations: American Asso-
 6 ciation of Importers and Breeders of Belgian Draft Horses; American Breed-
 7 ers' Association of Jacks and Jennets; The American Breeders' and Importers'
 8 Percheron Registry Company; American Clydesdale Association; American
 9 Hackney Horse Society; American Morgan Registry Association; American
 10 Saddle Horse Breeders' Association; American Shetland Pony Club; American
 11 Shire Horse Association; American Suffolk Horse Association; American Trot-
 12 ting Register Association; Arabian Horse Club of America; Cleveland Bay Soci-
 13 ety of America; French Coach Horse Society of America; German Hanoverian
 14 and Oldenburg Coach Horse Association of America; Standard Jack and Jennet
 15 Registry Association of America; The Jockey Club; National French Draft
 16 Horse Association of America; Percheron Society of America; Welsh Pony and
 17 Cob Society of America.

18 A grade license certificate shall be issued for a stallion or jack whose pedi-
 19 gree is not registered in one of the above named associations, societies, clubs
 20 or corporations.

21 The license certificates issued by the Department of Agriculture shall be
 22 in such form or forms as prescribed and designated by the department, to show
 23 the true breeding and condition of soundness of the stallion or jack enrolled.

Sec. 7. A fee of two (\$2.00) dollars shall be paid to the Department of
 2 Agriculture at the time application is made for enrollment and license, which
 3 application shall include the affidavit of soundness of the animal. This fee shall

4 be in full payment for the examination of the pedigrees in cases of pure-bred
5 animals; the enrollment of the name, description and ownership of each stallion
6 or jack as "pure-bred," or "grade"; and the issuance of a license certificate
7 in accordance with the breeding of the stallion or jack.

8 Renewal license certificates shall be issued annually, application for which
9 shall be made between the first day of January and the first day of March of
10 each year upon the filing of the original or last renewal license certificate with
11 the department and the payment of a renewal fee, which shall be one (\$1.00)
12 dollar.

13 Upon a transfer of ownership of any stallion or jack enrolled under the pro-
14 visions of this Act, the license certificate may be transferred to the owner by
15 the Department of Agriculture, upon submittal of satisfactory proof of such
16 transfer of ownership and upon the payment of a fee of fifty cents.

17 Duplicate license certificates shall be issued only upon receipt of affidavit of
18 owner or agent showing satisfactory proof of the loss or destruction of the origi-
19 nal license certificate or renewal thereof and upon the payment of a fee of one
20 (\$1.00) dollar for a duplicate original license certificate or a fee of fifty cents
21 for a duplicate renewal license certificate.

 Sec. 8. Each license issued by the Department of Agriculture shall expire
2 on December 31 of the year in which it is issued, but each license may be renewed
3 each year, provided the owner of said stallion or jack make application for re-
4 newal before March 1, following the date of expiration, and forward with such
5 application for renewal a fee of one (\$1.00) dollar for each renewal, and submit
6 satisfactory evidence establishing the identity of the animal for which renewal
7 of license is requested. Each renewal shall expire on December 31 of the year
8 for which it is renewed. Failure to apply for license renewal, as herein pro-
9 vided, before March 1 following the date of expiration, shall forfeit the right of
10 renewal and when such right has been forfeited, the owner of such stallion shall
11 procure a new license as provided in section 2.

Sec. 9. The department shall have the right at any time to take cognizance
2 of any complaint, written or verbal, reporting unsoundness of any licensed stallion or jack, and require an examination by a veterinarian if deemed necessary,
3 and in case said stallion or jack upon such examination is found to be unsound
4 under the law, to revoke the license; also, to investigate at any time any fraud
5 which may have been perpetrated or attempted in connection with an application
6 for license certificate or affidavit of soundness, and when such cases arise, the
7 department is authorized to revoke the license or take such other action as the
8 facts in the case may warrant.

Sec. 10. Any person violating any of the provisions of this Act shall be
2 guilty of a misdemeanor and upon conviction thereof before any magistrate,
3 justice of the peace, or other judicial officer of the county wherein the violation
4 is committed, shall be punished by a fine of not less than twenty-five (\$25.00)
5 dollars and not exceeding one hundred (\$100.00) dollars for each offense. All
6 fines shall be for the use of the State of Illinois.

Sec. 11. The funds accruing from the above named fees and fines shall be
2 turned into the State treasury at the times and in the manner provided by law.

Sec. 12. It shall be the duty of the department of Agriculture to make an
2 annual report, including financial statement, of its activities under this Act, to
3 the Governor of the State, and to enforce this law.

Sec. 13. An Act to regulate the public service of stallions in Illinois, ap-
2 proved June 10, 1909, in force January 1, 1910, is hereby repealed.

1 Introduced by Mr. Watson, March 14, 1917.

2 Read by title, ordered printed and referred to Committee on Education.

A BILL

For an Act to amend section 210 of an Act entitled, "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section 210 of "An Act to establish
3 and maintain a system of free schools," approved and in force June 12, 1909, be
4 and is hereby amended so as to read as follows:

5 Sec. 210. The common school fund of this State shall consist of the pro-
6 ceeds of a two mill tax, which shall be levied annually upon each dollar of the
7 equalized assessed value of all the property in the State; the interest on the
8 school fund proper, which fund is three per cent upon the proceeds of the sales
9 of public lands in the State, one-sixth part excepted; and the interest on the
10 surplus revenue distributed by Act of Congress and made part of the common
11 school fund by the Act of the Legislature, March 4, 1837. The interest on the
12 school fund proper and the surplus revenue shall be paid by the State annually
13 at the rate of six per cent, and shall be distributed as provided by law.



- 1 Introduced by Mr. Neef, March 14, 1917.
- 2 Read by title, ordered printed and referred to Committee on Roads and Bridges.

A BILL

For an Act to amend an Act entitled, "An Act to revise the law in relation to roads and bridges," approved June 27, 1913, in force July 1, 1913, as subsequently amended, by amending section 75 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: That an Act entitled, "An Act to revise the law in relation to roads and bridges," approved June 27, 1913, in force July 1, 1913, as subsequently amended, be and the same is hereby amended, by amending section 75 thereof, to read as inserted at length herein.*

6 Sec. 75. Existing roads may be altered, vacated or widened and new roads
7 may be laid out in the manner herein provided for. Any number of *persons*, not
8 less than twelve (12), or two-thirds of such persons, *whether more or less than*
9 *twelve (12)*, residing *in the county and owning lands* in any town or road district
10 *in such county* within two miles of the road to be altered, widened, vacated or
11 laid out, may file a petition with the commissioners of highways of such town or
12 district praying for the altering, widening, vacation or laying out of said roads.

13 Said petition shall set forth a description of the road and what part is to be
14 altered, widened or vacated, and if for a new road the names of the owners of
15 lands, if known, and if not known, it shall so state, over which the road is to pass,
16 the points at or near which it is to commence, its general course and the place at
17 or near which it is to terminate.



- 1 Introduced by Mr. Young, March 14, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to appropriate twenty-five thousand dollars (\$25,000) for the erection of statues or other monumental commemoration to General Ulysses S. Grant and other generals from Illinois who commanded the army, a corps or divisions during the campaign and siege of Vicksburg, Mississippi.

WHEREAS, by an Act entitled, An Act to provide for the erection of statues
2 or other monumental commemoration to General Ulysses S. Grant and other
3 generals from Illinois who commanded the army, a corps or divisions during the
4 campaign and siege of Vicksburg, Mississippi, and to make an appropriation
5 therefor," approved June 28, 1915, in force July 1, 1915, it was provided that
6 the total expenses incurred under such Act shall not exceed the sum of fifty
7 thousand dollars (\$50,000); and,

8 WHEREAS, by such Act the sum of only twenty-five thousand dollars (\$25,000)
9 has been appropriated to be applied to the purposes of such Act; and,

10 WHEREAS, such sum of twenty-five thousand dollars (\$25,000) is insufficient
11 for the purposes provided for in such Act; therefore,

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That in addition to the twenty-five thou-
3 sand dollars (\$25,000) appropriated by the Act entitled, "An Act to provide for
4 the erection of statues or other monumental commemoration to General Ulysses
5 S. Grant and other generals from Illinois who commanded the army, a corps or
6 divisions during the campaign and siege of Vicksburg, Mississippi, and to make
7 an appropriatoin therefor," approved June 28, 1915, in force July 1, 1915, there
8 is hereby appropriated out of any money in the State treasury not otherwise
9 appropriated, the sum of twenty-five thousand dollars (\$25,000) which shall be
10 applied to any balance that may hereafter become due under the provisions of
11 such Act.

Sec. 2. The Auditor of Public Accounts is hereby authorized and directed
2 to draw warrants on the State Treasurer for the payment of the cost of said
3 statues or memorials and of designs, work, materials and services connected with
4 the construction, delivery and erection thereof when the same shall have been
5 constructed, delivered and erected in the places to be designated therefor by said
6 commission in accordance with the terms and provisions of such contract or con-
7 tracts as shall be or have been made by said commission in such behalf under the
8 provisions of such Act upon the presentation of proper vouchers therefor, certi-
9 fied by said commission and approved by the Governor, and also for the pay-
10 ment of the actual necessary expenses of said commissioners in the discharge of
11 their duties, and the State Treasurer is authorized and directed to pay the sums
12 named in such warrants to the extent of the appropriation herein made, out of any
13 money in the State treasury not otherwise appropriated.

1 Introduced by Mr. Miller, March 14, 1917.

2 Read by title, ordered printed and referred to Committee on Education.

A BILL

For an Act to establish and encourage vocational education, providing State aid therefor, accept the provisions and benefits of an Act of Congress making grants to the states in aid of vocational education, and regulate the distribution of such State and United States aid.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* ACCEPT THE PROVISIONS OF AN ACT OF
3 CONGRESS.] The provisions of an Act of Congress enacted by the Sixty-fifth
4 Congress and approved February 23, 1917, entitled, "An Act to provide for the
5 promotion of vocational education; to provide for cooperation with the states
6 in the promotion of such education in agriculture and in the trades and indus-
7 tries; to provide for cooperation with the states in the preparation of teachers
8 of vocational subjects; and to appropriate money and regulate its expendi-
9 ture;" are hereby accepted by and for the State of Illinois.

Sec. 2. FEDERAL FUNDS.] The benefits of all funds apportioned to this State
2 under such Act are hereby accepted; and the State Treasurer is hereby desig-
3 nated as the custodian of moneys granted to this State under its provisions, and

4 of any other funds of the State herein or otherwise designated as vocational
5 education funds. Such moneys shall be by him disbursed according to law, sub-
6 ject to such special provisions as may be herein contained; and he shall make
7 such reports and perform such other duties in relation thereto as are required
8 by law in respect of the general funds of the State.

Sec. 3. PURPOSES.] It is the intent of this Act that the schools, courses,
2 and other activities established and maintained under its provisions, shall be
3 calculated to provide practical training in the several industries, trades, arts
4 and businesses, including agriculture, commerce, and the domestic arts, so as to
5 prepare and fit youth for entrance into the vocations; to provide agencies
6 whereby those in the vocations may become more skilled and efficient; and col-
7 laterally to promote good citizenship in connection with such training. The
8 schools, courses, and other activities contemplated are intended to be below col-
9 lege or professional school grade, and for the non-professional vocations. In
10 making grants of State and United States funds, and in approving expenditures
11 of local funds raised for the purposes of this Act, the State Board of Vocational
12 Education shall take into consideration that subjects not immediately vocational
13 may be so adjusted to vocational training as to come within the meaning of this
14 Act. It is the intent that the greatest freedom shall be permitted to local com-
15 munities as to the form, time of holding, curricula, and methods of operating
16 vocational education activities of whatever sort, so long as they meet the require-
17 ments of this Act and of the State Board of Vocational Education established
18 by authority hereof. It is intended also that all vocational education activities
19 herein contemplated shall be supplementary to the provisions for general educa-
20 tion; and that insofar as they may serve the purpose without detriment to the
21 needs of general education in the community, the sites, buildings, equipment, and
22 other appurtenances of general public education shall be utilized for vocational
23 education purposes.

Sec. 4. STATE BOARD OF VOCATIONAL EDUCATION.] A State Board of Voca-
2 tional Education is hereby created, to consist of the State Superintendent of

Public Instruction, who is designated its executive officer, and four other members appointed by the Governor for a term of four years from the first Monday in January of even numbered years, and until their respective successors are appointed and qualified. In the first instance the terms of two members shall expire at the end of two years. Two of such appointive members shall be executives, and two skilled workers employed in their vocations, in business, commerce, industry, the trades, agriculture, domestic arts, or other non-professional practical vocation; and not more than one shall be from any one vocation. They shall be reimbursed for their necessary expenses, and shall, except the Superintendent of Public Instruction, have a per diem allowance of ten dollars while actually in the performance of their duties as members. The Secretary of State shall provide for its use such quarters as the board may require.

Sec. 5. DUTIES AND POWERS OF THE STATE BOARD.] The State Board of Vocational Education is hereby designated as that required by the aforementioned Act of Congress, in sections five and eight thereof. They shall have all necessary power and authority therein required to cooperate with the Federal Board for Vocational Education in the administration of that Act; shall in accordance with that Act prepare and submit to the Federal Board for Vocational Education plans showing the kinds of vocational education for which it is proposed to use the appropriations made to this State, the kinds of schools and equipment, courses of study, methods of instruction, qualifications of teachers, qualifications of supervisors and directors of agriculture, plans for training teachers, and plans for supervising agricultural education; and shall make all required reports to said Federal Board for Vocational Education and cooperate with the same in all needful ways. The State board may appoint all employees necessary to the proper performance of its duties and the administration of this Act, and prescribe their duties and fix their terms and remuneration: *Provided, however,* that clerical and other non-expert employees not properly designated as teachers, instructors, supervisors, directors, or superintendents, shall be included in the classified service of the State and be subject in all respects not herein other-

19 wise provided, to the provisions of law relating to the same. The board also
20 shall make such investigations as may appear desirable as to matters affecting
21 the needs of local communities in respect of vocational education, and the nature
22 and extent of schools, courses or other activities best calculated to supply such
23 needs; encourage local interest in, and the establishment of, courses, institu-
24 tions, schools, or other activities for giving vocational education and training;
25 in a general way supervise all such schools, courses and activities, with special
26 reference to their complying with the requirements set up as precedent to their
27 participation in the distribution of State and United States aid; prescribe stand-
28 ards to be satisfied by such communities in the establishment and administra-
29 tion of schools, courses and other activities in order to participate in such dis-
30 tribution, taking into account, however, the special needs and possibilities of
31 the several communities; formulate minimum requirements other than those
32 herein prescribed in certain cases, as to the qualifications and certification of
33 administrative and supervisory officers and of teachers, instructors, directors,
34 and other educational employees of the board and of the local boards of voca-
35 tional education; provide for the certification of such employees above men-
36 tioned; disburse in the manner provided by law and by order upon the State
37 Treasurer, the moneys set aside by the State and granted to the State for the
38 purposes contemplated by this Act; and perform such other duties as may be
39 necessary to give effect to the provisions of this Act.

Sec. 6. ADMINISTRATIVE AND SUPERVISORY STAFF.] The State Board of Voca-
2 tional Education shall appoint or designate a director of vocational education,
3 who shall be an assistant to the State Superintendent of Public Instruction,
4 and such additional directors or supervisors, inspectors, traveling instructors, or
5 other assistants to administer and supervise the vocational activities carried on
6 under this Act, as may be necessary; and as in the case of other employees fix
7 their terms and remuneration. Such director of vocational education shall
8 have had at least two years' practical experience as an executive or a worker
9 in some business, or in one or more of the practical non-professional vocations;

10 and all other employees contemplated in this section shall have had at least six
11 months of such practical experience.

Sec. 7. LOCAL BOARDS OF VOCATIONAL EDUCATION.] In every school district
2 having a population in excess of twenty thousand inhabitants there shall be, and
3 in other districts there may be, a local board of vocational education. Such local
4 board shall consist of the superintendent of schools and of four other members
5 appointed by the local board of education for a term not exceeding three years
6 and in such manner that the expirations of the several terms may be distributed
7 as well as may be throughout the period. The appointive members of the local
8 Board of vocational education may be members of the local board of
8½ education (and in case two or more of them are such members of the
9 local board of education such local board of vocational education may be desig-
10 nated a committee of such local board of education, but with all the powers
11 and duties herein prescribed for a local board of vocational education), but in
12 any case shall be so selected that two shall be executives and two skilled workers
13 actually engaged in business, commerce, industry, the trades, agriculture, the
14 domestic arts, or other practical non-professional vocations common to the com-
15 munity. In case there be no superintendent of schools, then such officer as may
16 be designated by the local board of education shall serve as the *ex officio* member.
17 Members of such local boards shall be reimbursed for their necessary expenses,
18 and if employees shall be entitled to a per diem allowance of four dollars when
19 actually employed in the performance of the duties of the board.

Sec. 8. DUTIES OF LOCAL BOARDS.] Local boards of vocational education, in
2 addition to duties elsewhere herein specified, shall investigate and keep informed
3 upon the local industrial, commercial, and other occupational conditions and the
4 local needs in respect of vocational education; determine what schools, courses,
5 or other provisions may be required to supply such needs wholly or in part;
6 determine, subject to the approval of the State Board of Vocational Education
7 and in accordance with the regulations by it established, to what extent the

8 schools, courses, or other activities instituted under the provisions of this Act
 9 or otherwise existing and publicly supported in the district, conform to and
 10 comply with the requirements in order to participate in the distribution of State
 11 and United States funds and of local funds provided under the provisions of this
 12 Act; make all required reports to the State Board of Vocational Education and
 13 its authorized representatives, and to the local board of education; dispose of
 14 the products incidental to practical courses such as herein contemplated, in such
 15 manner as may appear expedient; determine the requirements and qualifications
 16 in addition to those established by the State Board of Vocational Education,
 17 and provide for the additional certification of, teachers, administrative and
 18 supervisory officers, and other employees appointed under this Act; and in all
 19 other ways necessary to the carrying out of the intent of this Act, advise and
 20 cooperate with, report to, and assist the local board of education in the estab-
 21 lishment, organization, maintenance and management of means and agencies of
 22 whatever sort undertaken under the provisions of this Act. It is the intent of
 23 this Act that the organization, employees, sites, buildings, equipment, and other
 24 facilities and appurtenances of local school districts shall be utilized as far as
 25 possible for the purposes herein contemplated; but that all activities carried on
 26 under the provisions of this Act shall be with the approval of the local board
 27 of vocational education.

Sec. 9. LOCAL ADMINISTRATION AND SUPERVISION.] In every district maintain-
 2 ing vocational education activities as contemplated herein, and entitled to
 3 receive State and United States aid to the amount of seven thousand dollars or
 4 more annually, there shall be a supervisor or director, or an assistant to the
 5 superintendent of schools, part or all of whose time shall be devoted to the
 6 supervision and administration of vocational education and its related activities.
 7 Such officer shall have had at least two years' practical experience as executive
 8 or worker in some one or more branches of business, trade, industry, commerce,
 9 agriculture, domestic arts, or other non-professional vocation, and be otherwise
 10 well versed in matters pertaining to vocational education.

Sec. 10. INSTRUCTORS, SUPERVISORS, ETC.] All superintendents or assistants,
2 supervisors, principals, teachers, instructors, or other employees necessary to
3 the conduct of the schools, courses and other activities herein contemplated,
4 shall be appointed or removed and their terms and remuneration fixed, subject
5 to the provisions of law relating to other educational employees in the same dis-
6 trict, by the local board of education upon recommendation of the local board of
7 vocational education. None shall be appointed, except temporarily to meet
8 emergencies, who have not been certificated (where such certification is required)
9 in accordance with the provisions of this Act. In such certification practical
10 experience in a vocation or branch thereof shall have at least equal weight with
11 academic, theoretical, or laboratory attainment or experience; and in appoint-
12 ments hereunder preference shall be given under reasonable limitations to those
13 having had such practical experience. No one shall be appointed to a super-
14 visory position, including the principalship of a vocational school, or of a school
15 wherein the expenditure for salaries of teachers of vocational and related sub-
16 jects or courses exceeds seven thousand dollars per annum, who has not had at
17 least one year of practical experience in some one or more of the practical non-
18 professional vocations heretofore enumerated: *Provided, however,* that when an
19 existing school comes under the benefits of this Act, the principal, teachers, and
20 other employees therein may at the option of the local board of vocational educa-
21 tion be retained therein if their work substantially conforms to the standards
22 set up in accordance with the provisions of this Act.

Sec. 11. LOCAL VOCATIONAL EDUCATION FUNDS.] Upon the recommendation of
2 the local board of vocational education of any district wherein vocational activ-
3 ities as herein contemplated have been established or wherein plans for the
4 same have been approved by the local board of education as herein provided,
5 such local board of education shall cause to be levied and collected annually in
6 the manner provided by law for other taxes in the same district, a tax not to
7 exceed one-half of one per cent of the assessed valuation thereof, in excess of

all other taxes authorized by law to be levied and collected and not subject to any provision of law limiting the total amount of taxes to be levied in such district. The proceeds of such tax, and such other funds set aside for vocational education, including grants by the State and the United States, shall be in the custody of the official designated by law as custodian of other educational funds of the district, shall be kept separate from all other funds, and shall be disbursed by the local board of education according to law under the provisions hereof exclusively for the purposes herein set forth, namely: The purchase or rental of sites, buildings and equipment intended primarily for instruction in vocational education; the payment of salaries of superintendents, supervisors, directors, principals, teachers, instructors, and other employees necessary to carry on vocational education activities as herein contemplated; the training of teachers of vocational subjects; the purchase of materials and supplies necessary to the maintenance of such buildings and equipments and the proper carrying on of such vocational education activities; the maintenance of agencies for inquiring into local needs and conditions as to vocational education, the extent and nature of local vocation and employment, the guidance of youth in the selection of vocations and courses, and the securing of employment for youth coming within the provisions of this Act. It is provided, however, that no State or United States funds granted in aid of vocational education shall be spent otherwise than for salaries, except that in special cases where local communities can not reasonably provide buildings and equipment necessary, the State Board of Vocational Education may make limited grants for that specific purpose. It is the intent that local communities shall, except as above provided, furnish buildings and equipment and all other material necessities required in vocational education. And it is provided that all such vocational education funds, however derived, shall be disbursed only with the approval of the local board of vocational education. Local boards of education, with the approval of the local board of vocational education, shall have the same authority to borrow money for the vocational education funds of the district, and to issue warrants in antici-

38 pation of taxes or to issue bonds, as is authorized by law in the case of general
 39 education funds: *Provided, however,* that such indebtedness shall not exceed
 40 that allowed by law for that school district.

Sec. 12. REIMBURSEMENT BY STATE.] Whenever it shall appear to the satisfac-
 2 tion of the State Board of Vocational Education that any vocational school
 3 district has maintained during the preceding year or half year, as it may deter-
 4 mine, schools, courses, or other activities contemplated by this Act and approved
 5 by the State board as meeting the requirements hereof and of the State board
 6 established in conformity herewith; then the State Board of Vocational Educa-
 7 tion shall cause such district to be reimbursed out of the funds in the hands of
 8 the State Treasurer set aside as the State vocational education fund as herein or
 9 otherwise provided, in a sum equal to at least one-half that spent by the district
 10 for salaries of teachers and for supervision as herein provided, or so much
 11 thereof as may be equitably available as the allotment of that district. The
 12 State Board of Vocational Education shall in like manner, pursuant to and in
 13 accordance with the aforementioned Act of Congress and of the regulations estab-
 14 lished by the Federal Board for Vocational Education, make to such district a
 15 grant equal to one-half that spent for salaries of teachers and for supervision,
 16 or so much thereof as may be equitably available as the allotment of that district.

Sec. 13. STATE VOCATIONAL EDUCATION FUND.] The State vocational education
 2 fund shall be by the State Treasurer kept entirely separate from other funds, and
 3 used exclusively for the purposes herein designated. It shall consist of such
 4 moneys as may be by law appropriated thereto; and of the proceeds of a tax
 5 annually levied, assessed and collected in the same manner and at the same time
 6 as other State taxes. Until otherwise provided by law the rate of such tax
 7 shall be one-half of one mill per dollar of assessed valuation of the taxable prop-
 8 erty of the State.

Sec. 14. UNION DISTRICTS.] Two or more school districts, whether inde-
 2 pendent in territory, or wholly or partly coterminous, for the purpose of estab-

3 lishing and maintaining vocational schools, courses or other vocational education
 4 activities, may in such manner as their several boards of education may
 5 mutually agree, combine to constitute one vocational school district, with one
 6 vocational education board, one tax levy, one distribution of State and Federal
 7 funds in aid of vocational education, and one set of executive and administrative
 8 officers. The local board of vocational education shall in that case be jointly
 9 appointed by the several boards of education, as nearly as may be in compliance
 10 with the provisions of this Act; and the management, maintenance, and control
 11 of such schools, courses or other vocational education activities therein shall be
 12 under such regulations as may have been agreed upon by the several boards con-
 13 cerned. In such agreement there shall be designated a treasurer to be custodian
 14 of the funds of such union vocational school district, who shall disburse such
 15 funds according to law upon the order of the chairman and secretary of such
 16 union vocational school district board. Whenever such union vocational district
 17 shall have been formed and a tax shall have been levied therein for vocational
 18 education purposes, the same shall not be dissolved except by consent of all the
 19 boards of education of the school districts concerned, or by consent of the State
 20 Board of Vocational Education.

Sec. 15. NON-RESIDENT PUPILS.] Children and youth resident in a school
 2 district wherein no adequate vocational schools, courses or other activities are
 3 maintained, may with the consent of the boards of education of the districts con-
 4 cerned attend the vocational schools, courses, or receive the benefits of other
 5 vocational education activities in a district where such are maintained; and the
 6 district wherein they reside shall be liable to the district wherein they attend for
 7 the cost of their instruction.

Sec. 16. TRAINING TEACHERS OF VOCATIONAL SUBJECTS.] The State Board of
 2 Vocational Education may make grants to normal schools or other schools or
 3 institutions supported by public funds, in reimbursement for the cost of training
 4 teachers of vocational subjects, in such sums as may be available and appear
 5 expedient and just. Such grants shall, however, be made only after approval

6 by the State Board of Vocational Education of the courses, methods, equipment,
7 and other facilities necessary to adequate and satisfactory training of such
8 teachers. The State board shall likewise make grants of Federal funds appro-
9 priated to the State by the United States for the training of teachers of
10 vocational subjects, in conformity with the aforementioned Act of Congress and
11 of the requirements of the Federal Board for Vocational Education.

Sec. 17. ATTENDANCE UPON VOCATIONAL SCHOOLS.] Whenever adequate pro-
2 vision shall have been made in any school district, and the same approved by the
3 local board of vocational education and the State Board of Vocational Education,
4 the board of education of that district shall require the youth resident or em-
5 ployed therein to be subject to the following provisions in addition to other
6 requirements of law relative to employment and school attendance:

7 (a) Children and youth under the age of eighteen years, employed in ac-
8 cordance with the provisions of law, shall attend daytime schools, courses or
9 other vocational education activities approved by the local board of vocational
10 education at least 240 hours each year, or so many thereof as such board may
11 agree is reasonably possible in view of the facilities provided; and the employers
12 of such youth shall permit them so to attend without loss of compensation and
13 shall arrange their hours of work so as to make such attendance reasonably con-
14 venient. The local board of vocational education may approve vocational schools
15 other than those established under this Act; and in such case attendance upon
16 such approved schools for the time above specified shall be accepted as substan-
17 tial compliance herewith. The attendance here required may be continuous or
18 otherwise as may be arranged with the consent of the local board of vocational
19 education. The time allowed youths under this provision for attendance upon
20 vocational schools or courses shall be reckoned as working time, and not in addi-
21 tion thereto. It is hereby made the duty of the employer and of the person or
22 persons having legal control of such youth to cause them and each of them to
23 attend school as here provided.

24 (b) Children and youth under the age of eighteen years who are not actu-
 25 ally employed and who are not in regular attendance upon some other approved
 26 day school shall attend regularly a day vocational school during the time so unem-
 27 ployed, if such a school be then in session and there be provision for such attend-
 27½ ance.

28 (c) The day vocational schools herein contemplated are intended for chil-
 29 dren and youth who have reached the age of fourteen years, or who have com-
 30 pleted the equivalent of a seven years' course of study in an elementary school.
 31 The local board of vocational education may in special cases for valid reasons,
 32 permit children to attend such schools who do not meet this requirement.

33 (d) Whenever a youth under the age of eighteen years and employed, is
 34 not in regular attendance upon a vocational school as herein required, his em-
 35 ployer upon due notice in writing shall dismiss him from employment. Any per-
 36 son continuing to employ such youth after such notice in writing served by author-
 37 ity of the board of education, and any person in control of any youth under the
 38 age of eighteen years who neglects to require him to attend vocational or other
 39 school as herein required, shall be guilty of a misdemeanor and forfeit to the vo-
 40 cational funds of the district a sum not less than five nor more than twenty dol-
 41 lars for each such offence.

Sec. 18. DEFINITIONS.] The words "school district" as used in this Act
 2 shall mean any political organization constituted by or in accordance with the
 3 provisions of law for the establishment and maintenance of public elementary
 4 or other schools, whatever the title, style or designation thereof; and the words
 5 "board of education" as herein used shall mean the governing body of such dis-
 6 trict, however otherwise designated by law.

Sec. 19. REPEAL.] All Acts or parts of Acts in any way conflicting with the
 2 provisions of this Act are hereby repealed insofar and to the extent that they
 3 so conflict.

1 Introduced by Mr. Miller, March 14, 1917.

2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act appropriating to the trustees of the University of Illinois the money granted in an Act of Congress, approved August 30, 1890, entitled, "An Act to apply a portion of the proceeds of the public lands to the more complete endowment and support of the colleges for the benefit of agriculture and the mechanic arts established under the provisions of an Act of Congress, approved July 2, 1862," and the money granted by an Act of Congress, approved March 4, 1907, entitled, "An Act making appropriations for the Department of Agriculture for the fiscal year ending June 30, 1908."

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the sum or sums of money which
3 may have accrued or may hereafter before the first day of July, 1919, accrue to the
4 State of Illinois, under the provisions of an Act of Congress of the United
5 States, approved August 30, 1890, entitled, "An Act to apply a portion of the
6 proceeds of the public lands to the more complete endowment and support of the
7 colleges for the benefit of agriculture and the mechanic arts," established under
8 an Act of Congress, approved July 2, 1862; and the money granted by an Act

9 of Congress approved March 4, 1907, entitled, "An Act making appropriations
10 for the Department of Agriculture for the fiscal year ending June 30, 1908," are
11 hereby appropriated to the trustees of the University of Illinois, and whenever
12 any portion of the said money shall be received by the State Treasurer it shall
13 immediately be due and payable into the treasury of said board of trustees.

Sec. 2. The Auditor of Public Accounts is hereby authorized and directed to
2 draw his warrant on the State Treasurer for the sums hereby appropriated,
3 upon the order of the chairman of the board of trustees of said university,
4 countersigned by its secretary and with the corporate seal of said university.

1 Introduced by Mr. Miller, March 14, 1917.

2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to regulate the minimum compensation of certain State employees.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the minimum compensation to be
3 paid employees of the State employed in the State university, the several State
4 normal schools and the several charitable and eleemosynary institutions and the
5 State reformatory (other than officers, professors, teachers and assistants) shall
6 be at the rate of forty cents per hour: *Provided*, that nothing herein contained
7 shall be construed to prevent the board or governing body of any such university,
8 school or institution from fixing the compensation of employees at any higher
9 rate: *And, provided, further*, that this Act shall not be construed to repeal or
10 modify in any manner any law of this State regulating the minimum compen-
11 sation of any penal or other State institution.

Sec. 2. Any officer or other person responsible for the fixing of compensa-
2 tion of employees herein named, who shall violate any of the provisions of this
3 Act may be fined in any sum not exceeding one hundred dollars (\$100) for each
4 such offense.



- 1 Introduced by Mr. Roderick, March 14, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act concerning children born out of wedlock.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That when an unmarried woman shall
3 become pregnant or be delivered of a child, such woman, or, if the child is born,
4 the guardian of such child, may file a bill of complaint in chancery, in the county
5 in which such woman resides, for the purpose of establishing who is the father of
6 the child. The bill of complaint shall make the alleged father of the child a
7 party defendant; and, where the complaining is the guardian of the child, then
8 the mother and the alleged father shall be made parties defendant. The bill of
9 complaint shall be verified by the complainant.

Sec. 2. The defendants to such bill shall be notified of such proceedings by
2 summons, if residents in this State; or by delivery of a copy of the bill, together
3 with a notice of the commencement of the proceedings to any defendant residing
4 or being without the State, in the same manner as in other chancery proceedings,
5 except that the summons shall be made returnable at any time within twenty
6 days after the date thereof, and that service by a copy of the bill, together with

7 a notice of the commencement of the suit, shall be made no less than twenty days
8 previous to the date at which the defendant shall be required to answer.

Sec. 3. Whenever it shall appear from the bill of complaint, or from an
2 affidavit filed in the cause, that any defendant resides or has gone out of this
3 State so that process can not be served upon him, and stating the place of resi-
4 dence of such defendant, if known, or that upon diligent inquiry his place of
5 residence can not be ascertained, the clerk shall cause publication to be made,
6 in some newspaper printed in his county; and if there be no newspaper published
7 in his county, then in the nearest newspaper published in this State, which pub-
8 lication shall be entitled: "Notice to Establish the Civil Status of a Child,"
9 and shall be substantially as follows:

10 "A, B, C, D, etc. (here giving the names of the defendants).

11 Take notice that, on the day of....., A. D., a bill
12 of complaint was filed in the.....court of.....county, praying
13 for the establishment of the civil status of a child born or to be born (as the case
14 may be) to (here giving the name of
15 the mother); in which proceeding you have been made a party defendant.

16 Now, unless you appear within twenty days after the date of this notice and
17 show cause why the prayer in such bill of complaint shall not be granted, the
18 bill of complaint will be taken as confessed, and a decree entered.

19

20 Clerk.

21 Dated (The date of publication.)

22 The clerk shall also, within ten days of the first publication of such notice,
23 send a copy thereof, by mail, addressed to such defendant whose place of resi-
24 dence is stated in the bill of complaint or affidavit, and who shall not have been
25 served with summons. The certificate of the clerk that he has sent such notice
26 in pursuance of this section shall be evidence thereof. The notice required in this
27 section may be given at any time after the commencement of the suit and shall
28 be published at least once in two successive weeks, and no default or proceeding
29 shall be taken against any defendant not served with summons.

Sec. 4. Every defendant who shall be duly summoned shall be held to answer on the return day of the summons; or, if such summons shall be served less than three days prior to the return day, then three days after such service. Every defendant served with a copy of the bill, together with a notice of the commencement of the proceedings, shall be held to answer within twenty days after such service.

Every defendant who shall be notified by publication, as herein provided, shall be held to answer within twenty days after the date of the publication of the notice.

The answer shall have no greater weight as evidence than the bill of complaint. In default of demurrer, plea or answer at the time specified, or at such further time as by order of court may be granted, the bill of complaint may be taken as confessed.

Where the only notice given to a defendant is by publication, as herein provided, and defendant defaults, the wife, children, parents, sisters or brothers of defendant may, on application, be given leave to defend the suit, but they shall not thereby be deemed parties to the suit, nor shall any decree entered in the cause have any greater effect as against the defendant than a decree entered without such defense being made. A decree entered in any proceeding under this Act against a defendant who shall not have been summoned or served with a copy of the bill, or who shall not have received the notice required to be sent him by mail, shall be subject to the right of the defendant to appear and answer the same as other decrees in chancery made upon like notice.

Sec. 5. The issues shall be made up on the bill of complaint and answer thereto; and, when the case shall be at issue, or on default of answer by the defendant, the court shall proceed to hear evidence, the same as in other chancery proceedings. If the court shall find that the mother was delivered of the child out of lawful wedlock; that at the time of the birth of the child or at the time of the filing of the bill of complaint the mother was an unmarried woman; and that the defendant is the father of the child, a decree shall be made, setting

8 forth the facts, and decreeing that the defendant is the father of such child, and
9 that as to such father, the child is and shall be, to all legal intents and purposes,
10 his child.

Sec. 6. The court shall also, in such proceeding, determine whether the
2 child shall have the name of the father or mother; whether the father or the
3 mother of such child shall have its custody; but, in no event, shall the custody
4 be granted to the father unless he is willing to have the custody of such child.
5 Where both the father and mother desire to have the custody of the child, the
6 court shall grant the custody of the child to the parent more fit and able to care
7 for, protect, train, educate and discipline such child, if, in the judgment of the
8 court, it is for the interest of such child and of the people of this State that the
9 custody of the child be given to such parent.

Sec. 7. The court may decree that the parents, or either of them, shall pro-
2 vide for the reasonable support, maintenance and education of such child, desig-
3 nating what amount each shall pay, and how and to whom payable; and, in de-
4 termining the amount to be allowed, the court shall have reference to the condi-
5 tion of the parents: *Provided, however,* that such decree for support, main-
6 tenance and education of the child shall not be a bar to any criminal prosecution
7 of the defendant for his abandonment or failure to support such child, nor to
8 any proceedings for the support of such child under an Act entitled, "An Act to
9 revise the law in relation to paupers," approved March 23, 1874, in force July 1,
10 1874. The court may also grant an allowance for complainant's cost to prosecute
11 the suit, as well as for her solicitor's fees, and may decree that the father pay
12 reasonable expenses for hospital and medical care incurred or to be incurred by
13 the mother during confinement. In all cases where provision is made for the
14 support, maintenance or education of the child, for the payment of medical or
15 hospital expenses, or for the payment of the costs of the proceeding, the court
16 shall require the person so decreed to make such provision to give reasonable
17 bond, with or without surety, for the faithful compliance with the decree of the

18 court. Such bond shall be for a period of not less than three years, at the ex-
19 piration of which time the court shall direct the giving of new bond; and the
20 court may, on application, from time to time, after the entry of such decree, make
21 such alterations in the allowance for the support, maintenance, education, care
22 and custody of the child, as well as the security given, as shall appear reason-
23 able and proper.

Sec. 8. Any decree entered as aforesaid shall be conclusive evidence of the
2 facts it recites and of the order made, and shall be admissible in evidence for
3 or against the child, or for or against either party to such decree, in any pro-
4 ceeding at law or in chancery, as well as in any criminal proceeding prosecuted
5 for abandonment, non-support, neglect or contributing to the dependency or de-
6 linquency of the child.

Sec. 9. Whenever it shall be made to appear by bill of complaint or affi-
2 davit filed in the cause, that the defendant has no property within the county,
3 or that the departure from the county of the defendant would leave the child
4 born or to be born destitute and without means of support, the court shall, with-
5 out any further showing, direct the issuance of a writ of *ne exeat republica*; and,
6 upon the granting of such writ, the court, judge or master, in cases where, by
7 law, a master in chancery has the power to order the issuance of such writs,
8 shall endorse or cause to be endorsed upon the bill of complaint what penalty,
9 bond and security shall be required of the defendant. The court, judge or mas-
10 ter shall have the power to require the complainant to give bond with or without
11 surety, conditioned that the complainant will prosecute the bill with effect, as in
12 cases where the writ of *ne exeat* may issue; (but where the complainant is not the
13 mother of the child, the court may issue the writ without bond).

Sec. 10. Should the parents of the child intermarry, the bill shall be dis-
2 missed, and the child shall be deemed and held their child as if born in wedlock.

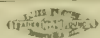
Sec. 11. It shall be the duty of the state's attorney of the county where such
2 bill of complaint may be filed, to represent the complainant in the bill whenever
3 the complainant shall request, or the court shall direct; and to cause such bill to
4 be filed upon request, and to prosecute same until the final determination and
5 disposition of the cause; and, if a decree shall be entered, directing the parties
6 to provide for the support and maintenance of the child, to prosecute any motion
7 or motions, petitions or applications to enforce the compliance with such a
8 decree.

Sec. 12. No final decree shall be made under this Act until after the birth of
2 the child.

Sec. 13. No proceeding shall be started under this Act after two years from
2 the birth of the child, unless the father has previously acknowledged the child
3 to be his child, nor at any time after the death of the alleged father.

Sec. 14. No relief shall be granted in pursuance of the provisions of this Act
2 if the mother of the child has not resided in the State six months next preceding
3 the filing of the bill, except where the conception occurred within this State.

Sec. 15. An Act entitled, "An Act concerning bastardy," approved April 3,
2 1872, in force July 1, 1872, is hereby repealed: *Provided, however,* that this
3 clause shall not apply to proceedings commenced or to be commenced hereafter
4 in cases where the child was born prior to this Act taking effect.



- 1 Introduced by Mr. Pace (by request), March 14, 1917.
- 2 Read by title, ordered printed and referred to Committee on Industrial Affairs.

A BILL

For an Act to amend sections two (2), four (4), five (5), six (6), seven (7), eight (8), nine (9) and fourteen (14) of an Act entitled, "An Act to regulate the employment of children in the State of Illinois and to provide for the enforcement thereof," approved May 15, 1903, in force July 1, 1903.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That sections two (2), four (4), five (5), six (6), seven (7), eight (8), nine (9) and fourteen (14) of an Act entitled, "An Act to regulate the employment of children in the State of Illinois and to provide for the enforcement thereof," approved May 15, 1903, in force July 1, 1903, be and the same are hereby amended so as to read as follows:

Sec. 2. REGISTER.] It shall be the duty of every person, firm, or corporation, agent or manager of any firm or corporation employing minors over fourteen years and under sixteen years of age in or for or in connection with any mercantile institution, store, office, hotel, laundry, manufacturing establishment, bowling alley, theater, concert hall or place of amusement, passenger or freight elevator, factory or workshop, or as messenger or driver therefor, within this

7 State, to keep a register in said mercantile institution, store, office, hotel, laun-
 8 dry, manufacturing establishment, bowling alley, theater, concert hall or place of
 9 amusement, factory or workshop in which said minors shall be employed or per-
 10 mitted or suffered to work, in which register shall be recorded the name, age and
 11 place of residence of every child employed or suffered or permitted to work
 12 therein, or as messenger or driver therefor, over the age of fourteen and under
 13 the age of sixteen years; and it shall be unlawful for any person, firm or corpora-
 14 tion, agent or manager, of any firm or corporation to hire or employ or to per-
 15 mit or suffer to work in *or for or in connection with* any mercantile institution,
 16 store, office, hotel, laundry, manufacturing establishment, bowling alley, theater,
 17 concert hall or place of amusement, passenger or freight elevator, factory or
 18 workshop, or as messenger or driver therefor, any child under the age of 16 and
 19 over 14 years of age, unless there is first produced and placed on file in such mer-
 20 cantile institution, store, office, hotel, laundry, manufacturing establishment, bowl-
 21 ing alley, factory or workshop, theater, concert hall or place of amusement, an
 22 *employment certificate as hereinafter provided.*

Sec. 4. EMPLOYMENT CERTIFICATE.] No child under sixteen years of age and
 2 over fourteen years of age shall be employed *in or for or in connection with*
 3 any mercantile institution, store, office, hotel, laundry, manufacturing establish-
 4 ment, bowling alley, theater, concert hall or place of amusement, passenger or
 5 freight elevator, factory or workshop, or as messenger or driver therefor, un-
 6 less there is first produced and placed on file in such mercantile institution,
 7 store, office, hotel, laundry, manufacturing establishment, bowling alley, theater,
 8 concert hall or place of amusement, factory or workshop, and accessible to the
 9 State Factory Inspector, assistant factory inspector or deputy factory inspectors
 10 an *employment certificate as hereinafter prescribed*; and unless there is kept on
 11 file and produced on demand of said inspectors a complete and correct list of all
 12 the minors under the age of sixteen years so employed who can not read at sight
 13 and write legibly simple sentences in *English* unless such child is attending night
 14 school as hereinafter provided.

Sec. 5. EMPLOYMENT CERTIFICATE. BY WHOM ISSUED.] *Employment certificates shall be issued only by the superintendent of schools or by a person authorized by him in writing; or where there is no superintendent of schools, by a person authorized by the school board: Provided, that the superintendent of parochial schools shall have the right to issue an employment certificate and shall have the same rights and powers as the superintendent of public schools to administer the oaths herein provided for children attending parochial schools: Provided, further, that no member of a school board or other person authorized as aforesaid, shall have authority to issue an employment certificate for any child then in or about to enter his own establishment, or the employment of a firm or corporation of which he is a member, officer or employee. The person issuing these certificates shall have authority to administer the oaths provided herein, but no fee shall be charged therefor. It shall be the duty of the school board or local school authorities to designate a place or places (connected with their offices, when practicable) where certificates shall be issued and recorded, and medical examinations required by this Act, may be made without fee, and to establish and maintain the necessary records and clerical service for carrying out the provisions of this Act.*

Sec. 6. PROOF OF AGE. CONTENTS OF SCHOOL CERTIFICATE.] *The evidence of age required by this Act shall consist of one of the following proofs: a. The certificate of birth or baptism of such child. b. The register of birth of such child with a town, city or county clerk. c. A passport showing the age of the immigrant. d. The records of the public, private or parochial school. Provided, in cases arising wherein none of the aforesaid proofs are obtainable, the parents, guardian or custodian of the child shall make oath that none of aforesaid proofs can be obtained. Then and only in such case, the issuing officer shall accept such other documentary proof as shall appear to his satisfaction to be good and sufficient evidence of age. Or, in case none of the aforesaid proofs of age are obtainable, and only in such case the issuing officer shall accept the signed state-*

ment of a reputable physician that in his opinion the minor has attained the age required by law for the issuance of an employment certificate.

CONTENTS OF SCHOOL CERTIFICATE.] *The school certificate required by this Act shall be filled and signed by the principal of the public, private or parochial school which said child has last attended. It shall certify that said child has completed a course of study equivalent to the fifth grade in the public schools and can read at sight and write legibly simple sentences in English. Such school certificate shall also give the full name of the child, age, date and place of birth, height, complexion, color of hair and eyes and place of residence of the child; also the name and residence of the child's parents, custodian or guardian.*

Sec. 7. *The employment certificate of a child under sixteen years of age and over fourteen years shall not be issued and approved until such child presents to the person authorized to issue and sign such employment certificate, an employment application and a school certificate each properly filled out and signed as required by this Act, together with proof of age as provided in section 6 of this Act. The issuing officer shall upon presentation of the aforesaid documents by the child entitled thereto, issue in the name of said child, an employment certificate. Provided, that he is satisfied that, from the physical appearance of the child when taken in connection with the nature of the work specified in the employment application, said child is physically able to perform the duties so specified; or, in case the issuing officer is in doubt as to the physical condition of the child, he may require, and shall accept, the signed statement of a reputable physician that said child is physically able to perform the work specified in the employment application.*

The employment certificate only shall constitute authority in an employer's possession to employ said minor in the duties set forth therein and a new employment certificate must be secured each time such child enters new employment.

A duplicate of the employment certificate shall be filled out and forwarded to the State Factory Inspector's office and the original thereof shall be forwarded or mailed immediately to the prospective employer. A copy of such certificate

21 together with the employment application and the school certificate shall be re-
22 tained and placed on file in the issuing office. Any explanatory matter may be
23 printed with such certificate in the discretion of the school board or superintend-
24 ent of schools. *The employment application, school certificate and employment*
25 *certificate* shall be separately printed and shall be filled out, signed, and held or
26 surrendered as indicated in the following forms:

EMPLOYMENT APPLICATION. FORM.]

(City or town) (date)

I desire to employ (name of child) who states that (he or she) is (number of years of age).

Character of work.....7

Wages

(Signature of prospective employer.)

.....(*Business address.*)

SCHOOL CERTIFICATE. FORM.]

(Name of school.)

(City or town) (date)

This certifies that (name of minor) has completed a course of study equivalent to the fifth grade in the public schools and can read at sight and write legibly simple sentences in English.

This also certifies that according to the records of this school, and in my belief, the said (name of minor) was born at (name of city or town) in (name of county) on (date) and is now (numbe of years) old. *Complexion (fair or dark), hair (color), eyes (color), height and resides at*

(Name of parent, guardian or custodian.)

(Residence.)

(Signature of principal of school.)

(Name of school.)

EVENING SCHOOL ATTENDANCE CERTIFICATE.

(Name of school.)

(Date)

This certifies that (name of minor) is registered in and regularly attends

50 the evening school. *Residence*
 51 (Signature of teacher.)
 52 (Signature of principal.)
 53 (Name of parent guardian or custodian.)
 54 (Residence.)

EMPLOYMENT CERTIFICATE.

55 (*The office of*) (*City or town and date.*)
 56 ' *This certifies that I have received and examined the school certificate and*
 57 *employment application made out in the name of (name of minor) and have re-*
 58 *ceived satisfactory proof of the age of said minor and find that (he or she) has*
 59 *completed a course of study equivalent to the fifth grade of the public schools and*
 60 *can (or can not) read at sight and write legibly simple sentences in English. That*
 61 *(he or she) was born at (name of city or town), in (name of county) and in (State)*
 62 *on (date) and is now (number of years) old. That (he or she) is of complexion*
 63 *(fair or dark), hair (color), eyes (color), is height weight*
 64 *I hereby approve the employment of (name of minor) by (name of employer)*
 65 *(business address) at (nature of employment) being satisfied that (he or she) is*
 66 *physically able to perform the work specified herein.*
 67 (*Signature of authorized issuing officer.*)

68 NOTE.—*This certificate belongs to the board of education and must be re-*
 69 *turned to this office within three days after (name of child) leaves the service of*
 70 *the employer holding same.*

71 In case of a child who can not read at sight and write legibly simple sen-
 72 tences in English, the certificate shall continue as follows, after the word "Eng-
 73 lish:" "I hereby certify that (he or she) is regularly attending the (name of
 74 evening school).

75 OWNER OF EMPLOYMENT CERTIFICATE.] *The employment certificate belongs to*
 76 *the board of education and it shall be the duty of the corporation or employer*
 77 *holding same to return said certificate to the issuing office within three days*
 78 *after the termination of employment of the minor named therein.*

79 *The employment certificate when filled out and approved in accordance with*
 80 *this Act, shall be received in all courts of this State as prima facie evidence of*
 81 *the facts and statements contained therein.*

82 EVENING SCHOOL.] In any city or town in which there is no public or paro-
 83 chial evening school, an *employment* certificate shall not be *issued* for a child un-
 84 der the age of sixteen years who can not read at sight and write legibly simple
 85 sentences in *English*. When the public or parochial schools are not in session
 86 an *employment* certificate shall not be *issued* for any child who can not read at
 87 sight and write legibly simple sentences in *English*. The certificate of the prin-
 88 cipal of a public, *private*, or parochial school shall be *prima facie* evidence as to
 89 the literacy or illiteracy of the child.

 Sec. 8. SCHOOLING REQUIRED.] *No minor over fourteen years of age and un-*
 2 *der sixteen years of age shall be entitled to an employment certificate unless such*
 3 *minor has completed a course of study equivalent to the fifth grade in the public*
 4 *schools and can read at sight and write legibly simple sentences in English. Pro-*
 5 *vided, that in case such minor has completed the course of study prescribed in this*
 6 *Act and can not read and write legibly simple sentences in English but fulfills all*
 7 *other requirements of this Act he shall, by presenting an evening school attend-*
 8 *ance certificate, be entitled to an employment certificate and such employment*
 9 *certificate shall continue in force as long as the regular attendance of said child*
 10 *at said evening school is certified weekly by the teacher and principal of said*
 11 *school. Provided, further, that such schooling shall not be required as a basis*
 12 *for the issuance of employment certificates for children over fourteen years of*
 13 *age and under sixteen years during the regular vacations of the public schools,*
 14 *and temporary employment certificates may be issued by the authorized issuing*
 15 *officer, such temporary employment certificates shall be in force only during such*
 16 *vacation periods.*

 Sec. 9. DUTIES OF STATE FACTORY INSPECTOR.] The State inspector of fac-
 2 tories, his assistants or deputies, shall visit all mercantile institutions, stores,

3 offices, laundries, manufacturing establishments, bowling alleys, theaters, concert
 4 halls, or places of amusement, factories or workshops and all other places where
 5 minors are employed, in this State, and ascertain whether any minors are em-
 6 ployed contrary to the provisions of this Act. Inspectors of factories may re-
 7 quire that *employment* certificates, and all lists of minors employed in such fac-
 8 tories, workshops, mercantile institutions, and all other places where minors are
 9 employed as provided for in this Act shall be produced for their inspection on
 10 demand. *And, provided further*, that upon written complaint to the school board
 11 or local school authorities of any city, town, district or municipality, that any
 12 minor (whose name shall be given in such complaint) is employed in any mercan-
 13 tile institution, store, office, laundry, manufacturing establishment, bowling alley,
 14 theater, concert hall or place of amusement, passenger or freight elevator, or
 15 factory, workshop or as messenger or driver therefor, contrary to the provi-
 16 sions of this Act, it shall be the duty of such school board or local school author-
 17 ity to report the same to the State Inspector of Factories.

Sec. 14. PENALTY.] Whoever, having under his control a child under the
 2 age of sixteen years, permits such child to be employed in violation of the pro-
 3 visions of this Act, shall for each offense be fined not less than \$5 or more than
 4 \$25, and shall stand committed until such fine and costs are paid.

5 A failure to produce to the inspector of factories, his assistants or deputies,
 6 any *employment* certificates, or lists required by this Act shall constitute a viola-
 7 tion of this Act, and the person so failing shall, upon conviction, be fined not less
 8 than \$5 or more than \$50 for each offense. Every person authorized to sign the
 9 certificates prescribed in section 7 of this Act who certifies to any materially false
 10 statement therein shall be guilty of a violation of this Act, and upon conviction be
 11 fined not less than \$5 or more than \$100 for each offense, and shall stand com-
 12 mitted until such fine and costs are paid.

13 Any person, firm or corporation, agent or manager, superintendent or fore-
 14 man of any firm or corporation, whether for himself or for such firm or corpora-
 15 tion, or by himself or through sub-agents or foreman, superintendent or manager,

16 who shall violate or fail to comply with any of the provisions of this Act, or shall
17 refuse admittance to premises or otherwise obstruct the factory inspector, as-
18 sistant factory inspector or deputy factory inspectors in the performance of
19 their duties as prescribed in this Act, shall be deemed guilty of a misdemeanor and
20 upon conviction thereof shall be fined not less than \$5 or more than \$100 for
21 each offense and shall stand committed until such fine and costs are paid.



- 1 Introduced by Mr. Mueller, March 14, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend sections 1 and 6 of an Act entitled, "An Act to regulate the profession of public accountants," approved May 15, 1903, in force July 1, 1903, as amended by Act approved May 25, 1907, in force July 1, 1907.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That sections 1 and 6 of an Act entitled, "An Act to regulate the profession of public accountants," approved May 15, 1903, in force July 1, 1903, be and the same are hereby amended to read as follows:

Section 1. That any citizen of the United States, residing in or having a place for the regular transaction of business as a professional accountant in the State of Illinois, being over the age of 25 years, of good moral character, being a graduate of a high school with a four-years' course, or having an equivalent education, or having had at least five years' experience as an accountant, three years or more of which shall have been as a public accountant, in charge of public accounting, and who shall have received from the University of Illinois a certificate of his qualifications to practice as a public accountant as hereinafter

14 provided, shall be styled and known as a "certified public accountant," except
15 that no certificate shall be issued to any applicant under this Act, until he has
16 had at least three years' practical experience as a public accountant. And no
17 other person, or any corporation, firm, company, co-partnership, association or
18 organization, all of the members of which are not certified public accountants,
19 shall assume such title of certified public accountant, or use the abbreviation,
20 "C. P. A." or any other words or letters to indicate that the person, corporation,
21 firm, company, co-partnership, association or organization using the same is a
22 certified public accountant.

23 Sec. 6. If any person not having received such certificate, or any firm, cor-
24 poration, company, co-partnership, association or organization, all of the mem-
25 bers of which are not certified public accountants, represents or holds himself,
26 itself or themselves out to the public by any advertisement, sign, words or let-
27 ters as a certified public accountant, either by assuming the name of a person
28 who has received such certificate, or of a firm, corporation, company, co-partner-
29 ship, association or organization, or if any person or persons having received
30 such certificate represent or hold themselves out to the public as a certified
31 public accountant by any advertisements, sign, words or letters, by assuming
32 any name, whether the same be the name of an individual or of a firm, other than
33 the name or names of the person or persons who may have received a certificate
34 as provided in this Act, or whether the same be the name or names of persons
35 not actively engaged in the practice of public accounting, or assumes to practice
36 as a certified public accountant, or uses the abbreviation "C. P. A." or any sim-
37 ilar words or letters to indicate that such person, corporation, firm, company,
38 co-partnership, association or organization is a certified public accountant,
39 without having received a certificate as provided in this Act, and having there-
40 after lost such certificate by revocation, as herein provided, shall continue to
41 practice as a certified public accountant, such person, corporation, firm, com-
42 pany, co-partnership, association or organization shall be deemed guilty of a

43 misdemeanor and upon conviction thereof shall be fined not less than \$10.00 nor
44 more than \$200.00, and a like sum for each day he or it shall continue to offend
45 after having been once fined; or sentenced to serve three months in the county
46 jail for each offense.



- 1 Introduced by Mr. Igoe, March 14, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act concerning corporations," approved April 18, 1872, in force July 1, 1872, as amended by subsequent Acts, by amending section 1 thereof, and by adding new sections thereto to be known as sections 1a, 1b and 1c.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section 1 of "An Act concerning corporations," approved April 18, 1872, in force July 1, 1872, and Acts amendatory thereof, be amended and that there be added thereto certain sections to be known and designated as sections 1a, 1b and 1c, and which amended section and added sections shall read as follows:

Sec. 1. That corporations may be formed in the manner provided by this Act for any lawful purpose except banking, insurance, real estate brokerage, the operation of railroads, and the business of loaning money: *Provided,* that horse and dummy railroads, and organizations for the purchase and sale of real estate for burial purposes only, and corporations for acquiring, owning, erecting, leasing or operating only one building and the site therefor of not more

13 than 80,000 square feet of land, hereinafter called building corporations, may be
 14 organized and operated under the provisions of this Act: *And, be it further*
 15 *provided*, where such building corporation is organized for such purpose, that
 16 specific and definite description of the site for such building shall be given at the
 17 time the charter for such corporation is applied for: *And, provided, further*,
 18 that unless said site at the time said charter is granted is improved with a build-
 19 ing worth not less than one-half the actual cash value of said site at such time,
 20 such corporation shall within the five (5) years next thereafter erect upon such
 21 site a building which shall not cost less than one half of the full cash value of
 22 said site at the time said charter is granted, and in the event of its failure to
 23 build such building within the said five (5) years, the said corporation shall
 24 forfeit its right to erect a building and shall be required to dispose of said site
 25 within six (6) months after the expiration of said five (5) years and cease its
 26 corporate existence: *And, provided, further*, that it shall be unlawful for two
 27 or more building corporations organized hereunder to consolidate or for the stock
 28 of any building corporation organized hereunder to be owned, taken or held,
 29 directly or indirectly, by any foreign or domestic corporation or by any holding
 30 corporation, foreign or domestic.

31 *And, provided, further*, that corporations formed for the purpose of con-
 32 structing railroad bridges shall not be held to be railroad corporations.

33 *And, provided, further*, that corporations formed for the purpose of lending
 34 money on bonds or notes secured by mortgages or trust deeds on farm lands and
 35 buildings, and other rural, town or city real estate or leaseholds or on the mort-
 36 gage bonds of railroad companies, or of any public service corporations, or on any
 37 State, municipal or quasi-municipal bonds, or on other notes or bonds, securities
 38 or evidences of indebtedness created by any person, association or corporation,
 39 or for the purpose of buying, selling, pledging, mortgaging or otherwise dealing in
 40 any of the above named securities, such corporations being hereinafter called
 41 mortgage loan corporations, may be organized and operated under the provisions

42 of this Act: *Provided, further, that nothing in this Act contained shall be so con-*
43 *strued as to confer banking powers or privileges upon any such corporation.*

44 *And, provided, further, that no such mortgage loan corporation shall pur-*
45 *chase or otherwise acquire, or loan money upon, the stock of any other mortgage*
46 *loan corporation, whether organized under the provisions of this Act, or the laws*
47 *of some other state.*

48 *And, provided, further, that it shall be unlawful for two or more mortgage*
49 *loan corporations organized hereunder to consolidate or for the stock of any*
50 *mortgage loan corporation organized hereunder to be owned, taken, or held,*
51 *directly or indirectly, by any foreign or domestic corporation, or by any holding*
52 *corporation, foreign or domestic.*

53 *Sec. 1a. Such mortgage loan corporations shall file with the Auditor of*
54 *Public Accounts, during the month of January of each year, a statement under*
55 *oath, of the condition of such company on the 31st day of December next pre-*
56 *ceding, which statement shall show the assets and liabilities of the company. The*
57 *said report shall be in such form and shall contain such additional statements*
58 *and information as to the affairs, business and conditions of the corporation, as*
59 *said Auditor may from time to time prescribe or require.*

60 *Sec. 1b. The Auditor of Public Accounts shall have power and authority and*
61 *it shall be his duty to visit and examine annually, any mortgage loan company*
62 *doing business under this Act, and to compel a compliance with the provisions of*
63 *law governing it as he may by law exercise in relation to trust companies.*

64 *Sec. 1c. Any violation of any of the provisions of this Act relating or*
65 *pertaining to mortgage loan corporations shall subject the party violating the*
66 *same to penalty of one thousand (\$1,000.00) dollars for each offense.*

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- 1 Introduced by Mr. Seif, March 14, 1917.
2 Read by title, ordered printed and referred to Committee on Appropriations.
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A BILL

For an Act to authorize the payment of damages sustained by Charles Johnson, and
to make an appropriation therefor.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the payment of damages to Charles
3 Johnson, resulting from the loss of a gasoline launch and equipment thereof, on
4 the Illinois and Michigan Canal, on November 23, 1915, through the failure of the
5 State to supply lights or signals at dam No. 1, near the Jackson Street bridge in the
6 city of Joliet, in the "upper basin" of said canal in the sum of \$780.45, is hereby
7 authorized.

Sec. 2. The said Charles Johnson shall execute in such form as the Attorney
2 General shall direct, a release in full of all claim or demand against the State of
3 Illinois on account of such launch and equipment.

Sec. 3. For the purpose of liquidating the claim against the State, of the
3 Illinois on account of such launch and appropriated the sum of \$780.45.

Sec. 4. Upon presentation of a release in full, certified by the Attorney
2 General, and a proper voucher approved by the Governor, the Auditor of Public
3 Account is authorized and directed to draw his warrant upon the State Treas-
4 urer, payable to Charles Johnson, for the sum herein appropriated, and the
5 State Treasurer is authorized and directed to pay the same out of any funds in
6 the State treasury not otherwise appropriated.

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- 1 Introduced by Mr. Dudgeon, March 14, 1917.
2 Read by title, ordered printed and referred to Committee on Agriculture.
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A BILL

For an Act to regulate commerce in certain agricultural seeds.

- SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That no person, firm or corporation shall,
3 by himself, his agent, or as representative of any other person, firm or corpora-
4 tion, sell or offer for sale or distribution within the State for seeding purposes
5 any lot or package of agricultural seeds exceeding one pound in weight unless
6 the same, when put up in either open or closed packages, shall have attached
7 thereto a label on which is plainly printed or written, in the English language
8 the following:
- 9 (1) Name and kind of seed.
10 (2) Full name and address of seedsman, importer, agent or dealer.
11 (3) Statement of purity of the seed contained therein, as follows:
12 Percentage seed as named under (1) section 1.
13 Percentage foreign matter, other than foreign seed, by weight.
14 Percentage of each of the following noxious weed seeds: buckhorn, bracted
15 plantain, red top sorrel, Canada thistle, quack grass, dock, Russian thistle, ox-

16 eye daisy, cinquefoil, mustards, dodders, the cockles, morning glory, and other
17 perennial weed seeds.

18 (4) Germinating power of seed.

19 (5) Locality where seed was grown.

Sec. 2. For the purposes of this Act, the term "agricultural seeds" shall
2 include seed of red and mammoth, alsike, sweet, and other clovers, alfalfa, and
3 other legumes, rape, timothy, blue grass, orchard grass, the fescues, and other
4 grasses.

Sec. 3. No agricultural seeds, as defined in section 2, shall be sold or
2 offered for sale or distribution within the State, which contains in greater
3 numbers than one to one thousand of the seeds under examination the seeds of
4 the following noxious weeds: buckhorn, bracted plantain, red top sorrel, Can-
5 ada thistle, quack grass, dock, Russian thistle, ox-eye daisy, cinquefoil, mustards,
6 dodders, the cockles, morning glory, and other perennial weed seed, except in
7 case of dock, and weeds indicated as "other perennials" in section 1.

8 Where the seeds of the weeds herein mentioned are present in fewer num-
9 bers than one to one thousand of the seed being examined, a statement shall
10 be so made on the label attached to the package naming the weed seeds present
11 therein.

12 The label attached to container in all cases shall indicate the percentage of
13 the different kinds of seeds, on the basis of number of seeds, and the percentage
14 of inert matter on basis of weight found in such container.

15 In case of a percentage of weed seeds less than one-tenth of one per cent,
16 this shall be designated "trace" (thus, trace of sorrel).

Sec. 4. The provisions of this Act shall not be construed as applying to:

2 (1) Any person growing, possessing for sale, or selling seeds for food
3 purposes only.

4 (2) Persons selling seed containing impurities except as defined in section
5 3, providing such seeds are sold to merchants to be recleaned before exposing
6 for sale upon the general market.

7 (3) Seed that is in store for the purpose of recleaning, and which is not
8 possessed, sold or offered for sale for seed purposes.

9 (4) Cereals grown or sold and delivered from the farm by the owner there-
10 of, buyer himself to use the seed for seeding purposes only, unless the purchaser
11 obtain a certificate at the time of sale, stating that the seed is sold subject to
12 the provisions of this Act.

13 (5) Mixture of seeds for lawn purposes except that the sale of such mix-
14 ture is subject to the restrictions of section 3.

Sec. 5. The enforcement of the provisions of this Act is hereby placed in the
2 department of agriculture under the supervision of the director thereof, and he is
3 hereby empowered to appoint such inspectors and assistants as may be necessary
4 to execute its provisions.

Sec. 6. It shall be the duty of the inspectors and assistants to analyze all
2 samples of seeds forwarded to them, in conformity with the standards fixed in
3 section 1, and to collect such additional samples as the director of the depart-
4 ment of Agriculture may deem necessary.

Sec. 7. No person, firm or corporation shall, by himself, his agent or as
2 representative of any other person, firm or corporation, sell or offer for sale or
3 distribution, within the State for seeding purposes, any lot or package of agri-
4 cultural seeds exceeding one pound in weight until a representative sample of
5 same, containing not less than two or more than four ounces with analysis, as
6 provided for in section 1, shall be forwarded to and be in possession of the
7 director of the department of agriculture of this State.

Sec. 8. The results of all tests of seed made by the department shall be
2 published in bulletins of the department, together with the names and post-
3 office addresses of the persons, firms or corporations from whom all samples
4 tested were obtained.

Sec. 9. Guarantees of purity and viability shall be based upon tests made
2 by the department of agriculture, or by seed dealers, or their agents, subject to
3 retest, and ratification by the said department, when it shall be deemed necessary.

Sec. 10. Whoever violates any of the provisions of any section of this Act,
2 or who shall interfere or attempt to interfere with the inspectors or assistants in
3 the discharge of the duties named herein, shall be guilty of a misdemeanor, and
4 upon conviction shall be punished by a fine of not less than ten nor more than one
5 hundred dollars (\$100) for each and every offense.

Sec. 11. Seed shall be analyzed without cost for farmers who have no seed
2 for sale, under the supervision of the department of agriculture. Labels must
3 accompany samples submitted in all cases.

Sec. 12. A fee of twenty-five cents shall be collected for each sample of
2 seed tested by the department of agriculture under the provisions of this Act
3 except as provided in section 11 and paid into the State treasury.



- 1 Introduced by Mr. Kasserman March 14, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

A BILL

For an Act concerning, and to regulate fire, lightning, sprinkler leakage, windstorm, hail and marine insurance; and to create an Illinois Insurance Commission with authority to make insurance rates, and otherwise regulate and control fire, lightning, sprinkler leakage, windstorm, hail and marine insurance; and to fix penalties for the violation of the provisions of this Act; and to repeal Acts or parts of Acts in conflict with the provisions of this Act.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That it is hereby declared that fire, light-
3 ning, sprinkler leakage, windstorm, hail, and marine insurance are impressed with
4 a public interest and subject to control and regulation by law, and that all rates
5 or charges made, demanded or received by any person, firm, association or cor-
6 poration engaged in any of said branches of insurance shall be just and reason-
7 able. Every unjust or unreasonable charge or rate for said insurance is hereby
8 prohibited and declared unlawful.

Sec. 2. In order to regulate and control said branches of insurance, there is
2 hereby created a commission to be known as the Illinois Insurance Commission.

hereinafter styled "Commission," to consist of three members, as follows: The Director of Trade and Commerce, the Insurance Superintendent, and one member of the Public Utilities Commission to be designated by the Governor. Each member shall exercise the duties of the members of the Insurance Commission until his successor shall have been appointed and qualified. Two members shall constitute a quorum which shall have authority to exercise all the powers of the Commission.

Sec. 3. The commission shall have power, with the approval of the Governor, to employ such actuaries, experts, inspectors and other employees as may be reasonably necessary to enable the commission to carry out the provisions of this Act, and to perform the duties and exercise the powers conferred by law upon the commission. Such appointments, other than positions which may be exempted by the Civil Service Commission, shall be included in the classified civil service of the State, and shall be made subject to the provisions of an Act entitled, "An Act to regulate the civil service of the State of Illinois," approved May 11, 1905, in force July 14, 1905, and Acts amendatory thereto.

Sec. 4. No person in the employ of any insurer subject to regulation by the Commission, and no person holding stocks or bonds in any insurer or in any other manner pecuniarily interested therein, directly or indirectly, except as a policyholder, shall hold the office of commissioner, or be employed by the Commission; and, if any person shall voluntarily become so interested, his office or employment shall by that fact immediately become vacant: *Provided*, that if any person becomes so interested by gift, devise or descent, he shall immediately inform the commission of such fact in writing, and thereafter, within a reasonable time, divest himself of such interest, and, if he fails so to do, his office or employment shall become and be declared vacant by the Governor or by the Commission, whichever appointed such person, and a successor appointed as in the case of other vacancies. No commissioner or person appointed or employed by the commission shall solicit or accept any gratuity, emolument or employ-

ment from any insurer subject to the supervision of the commission, or from any officer, agent or employee thereof, either directly or indirectly; nor solicit or recommend, directly or indirectly, to any insurer, or to any officer, agent or employee thereof the appointment of any person to any place or employment. Every such insurer or officer, agent or employee thereof, is hereby forbidden to offer directly or indirectly, to any commissioner or any person appointed or employed by the commission any gratuity, emolument, employment or other consideration.

Sec. 5. If any commissioner or any person employed by the commission shall violate any provision of the foregoing section, his office or employment shall be declared vacant by the Governor or commission whichever appointed such person, and such person shall thereby be removed from the office or employment held by him. Every person violating the provisions of the foregoing section shall also be guilty of a misdemeanor and punished as hereinafter provided.

Sec. 6. Every person appointed or employed by, or for the commission may, in the discretion of the commission, before entering upon the duties of his office or appointment, be required to give bond for the faithful discharge of his duties in such sum as the commission may designate, which bond shall be approved by the commission.

Sec. 7. Said commissioners shall receive no compensation as members of the insurance commission other than the salary for the office to which each was originally appointed. The compensation of all employees of the commission shall be fixed by the commission, subject to the approval of the Governor. The commissioners and all employees shall have reimbursed to them all traveling expenses and disbursements necessarily incurred or made by them in the discharge of their official duties, upon a detailed, verified statement of same. The commission may also incur necessary expenses for its offices, office furniture, maintenance and supplies. All items of expense incurred by the commission as such,

10 or any member or employee thereof, shall be paid, upon the order of the chairman
11 of the commission, approved by the Governor, out of the money appropriated
12 for the commission.

Sec. 8. The office of the commission shall be located in the State Capitol
2 building. The office of the commission shall be open for business between the
3 hours of eight-thirty o'clock in the morning and five o'clock in the evening
4 throughout the year (Saturday afternoons, Sundays and legal holidays ex-
5 cepted), and one or more of the commissioners, or some employee to be designated
6 by the chairman of the commission, shall be on duty during the office hours and
7 in immediate charge thereof.

Sec. 9. The commission shall adopt reasonable and proper rules and regu-
2 lations relative to the exercising of its powers, and to govern its proceedings
3 and to regulate the mode and manner of all investigations and hearings, with
4 power to alter and amend same.

Sec. 10. The commission shall hold stated meetings on the first Monday of
2 each month at its principal office for hearing petitions and complaints, and for
3 any other purpose within the purview of this Act. Special meetings may be
4 held by the commission or any two members thereof at such time or times, place
5 or places, within the State as the commission may designate.

Sec. 11. The commission shall, for the authentication of its records, pro-
2 cesses and proceedings, adopt, keep and use a common seal, of which seal judicial
3 notice shall be taken in all courts in the State; and any process, writ, notice or
4 other paper which the commission may be authorized by law to issue, shall be
5 deemed sufficient if signed by the chairman or in his absence, by any other mem-
6 ber of the commission, and authenticated by such seal; and all other acts, orders,
7 proceedings, rules, entries, minutes, schedules and records of the commission,
8 and all reports and documents filed by the commission may be proved in any

9 court in this State by a copy thereof certified to by the chairman of the commi-
10 sion, or, in his absence, by any other commissioner.

Sec. 12. The commission shall have the sole and exclusive power and
2 authority, and it is its duty to prescribe, fix, determine, alter and promulgate
3 the rates of premiums to be charged and collected by all insurers subject to the
4 provisions of this Act. The commission shall, at least thirty days before Jan-
5 uary 1, 1918, and annually thereafter, establish a classification according to occu-
6 pancy hazards, of all property in this State insurable against fire, including prop-
7 erty on farms: *Provided*, that if the fire insurers doing the largest amount of
8 business in the State or any organization of the same have adopted or shall here-
9 after adopt a classification of property insurable against fire according to occu-
10 pancy hazards, the said classification made by the commission as aforesaid shall
11 conform to such insurer's classification and any charges thereafter made therein:
12 *Provided, further*, said commission shall have power to further divide into two
13 or more classes any of the classes created by said insurers if, in its judgment,
14 this is desirable. If such insurer's classification is changed at any time after
15 January 1, 1918, the commission shall make the classification for the succeeding
16 year conform thereto, giving notice thereof at least thirty days before the begin-
17 ning of such succeeding year.

18 The commission shall also at the same time establish a grading for the cities,
19 towns and villages of this State according to fire protection into not less than
20 ten grades: *Provided*, that if the fire insurers doing the largest amount of
21 business in the State or any organization of the same have adopted or shall
22 adopt a grading for the cities of the State into not less than ten grades, the grad-
23 ing made by the commission shall conform to the same, and be by it changed
24 under the same conditions as the classification of property according to occu-
25 pancy hazards.

26 Each fire insurer shall annually on or before March 1, 1919, and annually
27 thereafter, make out on a blank to be furnished by the commission, and file in
28 the Insurance Department a complete report for the preceding calendar year

29 of the fire and lightning business of such fire insurer in this State, accurately
 30 segregated according to the classes of property established as aforesaid, and
 31 further separated according to the grades of cities established by the commission.
 32 Said report shall contain, as to each class of property in each grade of city in
 33 this State, the number and the amount of policies reduced to an annual basis, the
 34 net premiums received and the net losses paid. Each insurer shall also report
 35 the interest earned by the unearned premiums on Illinois business, and the in-
 36 terest earned by capital stock and surplus pro rata for Illinois.

37 Each insurer shall also report on a blank furnished by, and in the manner
 38 directed by the commission for each calendar year, their windstorm and other
 39 kinds of business, besides fire and lightning, giving the same particulars as re-
 40 quired for fire insurance according to such classification of hazards and locali-
 41 ties as the commission may direct, at least thirty days in advance of the beginning
 42 of each calendar year for which such report is made. All reports shall be kept on
 43 file in the Insurance Department and accessible to the public.

44 The commission shall annually compile and publish in a printed report the
 45 figures giving the total amounts of each of the above items of the fire insurance
 46 business in each class of occupancy hazards or risks in each grade of city in the
 47 State for each of the different kinds of fire insurers, viz: joint stock companies,
 48 mutual companies, interinsurers, London Lloyds and American Lloyds separately:
 49 *Provided*, he need not print the separate figures for each grade of city for
 50 each hazard class unless the *average* number of policies in the different grades of
 51 cities under such class shall be one hundred for each grade of city, but in such
 52 case he shall only print the total for such hazard class for all grades of cities and
 53 all insurers in the State: *But, provided, further*, if any class of risks under any
 54 grade of city for any of said five kinds of insurers shall have more than five hun-
 55 dred policies, the results for such grade of city and insurer shall be printed in
 56 addition to the total for said class of property. Said report shall also contain
 57 totals for all of the business done by each of the above named kinds of insurers
 58 in each grade of city in the State, and a grand total of all the business in the

59 State in each grade of city, both for buildings and contents, and a grand total
 60 giving the same particulars for each grade of city in the State of all kinds of
 61 insurers, and also the combined total results of all the insurance business in the
 62 State. After each loss total in said compilation there shall be given in the next
 63 column to the right the ratio of such losses to the premiums paid on such class
 64 expressed as a percentage, including tenths.

65 The commission in reviewing fire insurance rates and ordering discrimina-
 66 tion and injustice in the same removed shall do so in substantial accordance with
 67 the information and results of the fire insurance business in this State as shown
 68 by the statistics collected and compiled as above, and shall modify the same from
 69 time to time in accordance with any substantial changes in such results.

Sec. 13. If, in the judgment of the commission, there exist examples of
 2 insurable property, either real or chattel, which, by reason of location, exposure
 3 or any other peculiarity cannot be conveniently included in any class, then it
 4 shall so find and make a record thereof and separate rates may be made by the
 5 commission as hereinafter provided for each separate property so excepted from
 6 the general classification of property.

Sec. 14. The commission shall fix just and reasonable premium rates for
 2 the branches of insurance within the purview of this Act on each class of
 3 property in the different grades of cities in the State, and on farm property,
 4 taking into due account all the different hazards from location or other factors
 5 which affect the same. These rates shall be revised from time to time, accord-
 6 ing to such changes as may occur in the loss ratio of each city, town, village and
 7 of each county in the State, outside of said municipalities, in such manner as
 8 will grant each locality such reduction in rates as may be deemed just and reason-
 9 able by the commission on account of any reduction of the loss ratio, and also
 10 shall make such an increase in rates as it may deem just and reasonable on ac-
 11 count of any increase in the loss ratio in each city, town or village, or in each
 12 county, outside of said municipalities: *Provided*, that until the work of fixing

13 and determining and promulgating the rates of insurance to be charged and
14 collected by the insurers throughout the State, and the making and adoption of
15 its schedules of rates for each class and locality shall have been fully completed,
16 as to such class and locality, the commission shall have power and authority to
17 adopt and continue in force the rates of premium which have heretofore been
18 charged and collected, or any portion thereof, modified or changed in any way it
19 may direct, for such time as it may prescribe, not exceeding, for any class of
20 property, the time when the work of making and promulgating such schedules for
21 such class of property for any grade of city or locality of the State shall have
22 been completed.

23 *And, provided, further,* that the provisions of this Act concerning the regu-
24 lation and making of premium rates shall not be construed to apply to the
25 amounts of the initial and subsequent deposits made by members of *bona fide*
26 mutual insurance companies not organized or operated for profit; but the com-
27 mission shall have power to make an examination into the business and affairs
28 of such mutual companies in such manner as shall disclose the methods, details
29 and results of the assessments for, and the payment of losses, as well as their
30 general operations and business.

Sec. 15. The premium rates fixed by the commission, in pursuance of the
2 provisions of this Act, shall be, at all times, reasonable and the schedules
3 thereof made and promulgated by the commission, as herein provided, shall be
4 in such form as will, in the judgment of the commission, most clearly and definitely
5 and in detail disclose the premium rates so fixed and determined by the com-
6 mission to be charged and collected for policies of such insurance. The com-
7 mission, in making and publishing schedules of the rates fixed and determined
8 by it, shall show charges, credits, terms, privileges and conditions which in
9 anywise affect such rates, and copies of any schedule shall be furnished by the
10 commission upon request to any person, resident in the locality to which the
11 same applies. No rate or rates fixed or determined by the commission shall

12 take effect until it shall have entered an order or orders fixing and determining
13 the same, which order shall state the time when such rate shall go into effect;
14 and notice thereof shall be given to every insurer affected by this Act by depos-
15 iting in the United States mails a copy of the same properly stamped and ad-
16 dressed to the principal office in the United States of such insurer.

Sec. 16. The rates of insurance fixed by the commission shall be taken and
2 considered as maximum rates only, and any insurer shall be free to grant such
3 lower rates of insurance as it or they may see fit: *Provided*, that such lower
4 rates shall be the same to all applicants for all property belonging to each of
5 the respective classes made by the commission. If any insurer grant a lower
6 rate on any class of property than that fixed by the commission, it shall, within
7 five days, file a notice of the same with the commission, and such rate shall not
8 be raised until at least one year has elapsed, without the approval of the com-
9 mission.

Sec. 17. The commission shall have full power and authority to alter,
2 amend, modify or change any rate fixed and determined by it, or to prescribe
3 that any such rate or rates shall be in effect for a limited time, and also to
4 prescribe reasonable rules whereby, in case no rate of premium shall have been
5 fixed and determined by the commission for any risks or classes of risks, policies
6 may be written thereon at rates to be determined by the insurers: *Provided*,
7 *however*, that such insurers shall immediately report to the commission such
8 risks so written, and the rate charged therefor, and such rates shall be subject
9 to review by the commission.

Sec. 18. It shall be the duty of the commission and of any inspector or
2 other agent or employee thereof, who shall inspect any risk for the purpose of
3 obtaining information concerning the same to enable the commission to fix and
4 determine the reasonable rate to be charged thereon, to furnish to the owner or
5 occupant of such risk, at the time of the completion of such inspection, a dupli-
6 cate copy of his report of such inspection, showing all particulars which may

7 affect such rate. Any owner or occupant, who considers that said inspection
8 report is not true or just, shall have the right to present a protest to the commis-
9 sion, which shall be heard within 10 days by the commission or some member
10 or employee thereof designated by the chairman, who shall hear the same in a
11 summary manner and make such order confirming such inspection report, either
12 wholly or in part, or directing a reinspection of said property by another in-
13 spector as may be deemed just and reasonable under the circumstances. Any
14 such owner or occupant shall have a similar right of appeal from such order to
15 that granted in section 24 herein. The commission shall have power to fix
16 specific rates on particular mercantile, manufacturing, transportation and simi-
17 lar properties for which, in the judgment of the commission, a just and equit-
18 able rate cannot be fixed as being included in an established class of property
19 which special rates shall be fixed on the basis of an inspection of said property
20 or other reliable information concerning the same.

Sec. 19. The commission, upon the request of any property owner, shall
2 furnish to him a written or printed analysis of the premium rate fixed by the com-
3 mission upon such property, showing all the items of charge or credit which go
4 to make up the total premium rate. The commission shall make a charge there-
5 for of twenty-five cents. In case any insured makes such improvements in his
6 property as removes or substantially reduces any of the hazards affecting the
7 rate on such property, then the rate on such property shall be reduced accord-
8 ingly and the excess of premium for the remainder of the period of insurance
9 refunded to the insured. In case the insurer neglects or refuses after ten
10 days' notice to reduce such rate and refund premiums as herein provided, the
11 insured shall have the right to petition the commission for an order directing
12 such refund with the same procedure provided in section 23, or the insured may
13 bring suit for the same in any court having jurisdiction.

Sec. 20. All schedules of rates promulgated by the commission shall be
2 open to the public at all times, and every local agent of any insurer transacting

3 business in this State shall have, and exhibit to the public, copies of such sched-
4 ules, covering all risks upon which he is authorized to write insurance.

Sec. 21. Any insurer affected by this Act shall have the right at any time
2 to petition the commission for an order changing or modifying any rates fixed
3 or determined by the commission: *Provided*, that notice shall be given of the
4 hearing on such petition at least 20 days in advance by publication, at least
5 twice, in such manner, and in such localities, affected by said petition as the
6 commission may direct by its order endorsed upon the copy of said petition filed
7 with it. The commission shall consider such petition and enter such order there-
8 on as it may deem just and equitable.

Sec. 22. Any citizen or number of citizens in this State, or any policyholder
2 or holders, or any board of trade, chamber of commerce, or any civic organiza-
3 tion, or the civil authorities of any town, city, village or county shall also have
4 the right to file a petition with the commission, setting forth any cause of com-
5 plaint that they may have as to any order made by the commission, or any
6 rate fixed and determined by the commission or any rate demanded by insurers
7 in case where the commission has not fixed any rate: *Provided*, that not less
8 than 10 days' notice of a hearing thereon shall be given to such insurers as may
9 be directed by the commission by its order endorsed on said petition, by
10 depositing copies of a notice of such hearing in the United States mail ad-
11 dressed to the principal office in the United States of such insurers. Petitioners
12 and respondents shall have the right to offer evidence in relation to the alle-
13 gations of such petitions and answers thereto in such manner as may be pre-
14 scribed by the rules of the commission. It shall not be necessary for any of the
15 parties to be present before the commission at the time set for hearing, but
16 the commission shall, nevertheless, consider all evidence, and if it is found that
17 the complaint made in such petition is well founded, or that changes or modifica-
18 tions of rates or orders of the commission should be made, then such change or

19 other action necessary to remedy the matter complained of shall be ordered and
20 the same entered in its record by the commission.

Sec. 23. Any person, corporation or association affected by any ruling of
2 said commission, shall have the right to appeal from any final order of the
3 commission or finding entered by the commission to the circuit court of Sangamon
4 county: *Provided*, that said appeal be taken not less than thirty days after the
5 receipt of written notice thereof. Such appeal shall be heard summarily by said
6 court under such rules as it may fix, but no testimony in addition to or different
7 from that produced on the hearing before the said commission shall be heard
8 by said court, and if the court shall be satisfied that any party desires to offer
9 material testimony in addition to or different from that produced on the hearing
10 before said commission, the record shall be remanded to said commission who
11 shall proceed to take and hear such additional testimony as may be offered and
12 make such further order thereon as the case may require subject to further pro-
13 ceedings in said court or to another appeal as herein provided. Such hearings,
14 proceedings, orders and appeals shall in other respects, so far as possible, be
15 governed by the provisions of law relative to hearings, proceedings, orders and
16 appeals from orders of the State Public Utilities Commission. During such
17 court review, the operation of the commission's order shall be suspended; but in
18 the event of a final determination against any insurer, any overcharges during
19 the pendency of such proceedings shall be refunded to the persons entitled there-
20 to. Said circuit court may set aside, vacate or annul any such order or finding
21 of the commission, or any part thereof, which may be found by the said court to
22 be unlawful or unjust, without disturbing the remainder thereof.

Sec. 24. No injunction or interlocutory order suspending or restraining the
2 enforcement of any schedule, rate, order or finding of the commission shall be
3 granted, but said court shall proceed to hear said cause in a summary manner at
4 the earliest time practicable, not less than 20 days after the filing of such appeal,
5 and shall enter such final judgment as it shall deem just. Either party to such

6 appeal, if dissatisfied with the judgement of said court, may appeal therefrom
7 direct to the Supreme Court.

Sec. 25. The commission shall inquire into and keep informed as to the
2 methods by which the business of all of the branches of insurance included herein
3 are conducted, and also keep informed as to the general condition, franchises,
4 capitalization, agencies, rates and other charges with respect to the security
5 afforded by insurers, and also with respect to compliance with established rates
6 and the provisions of this Act, and any other law, and with the orders of the
7 commission.

Sec. 26. The information and statistics mentioned in section 13, and also
2 such other statistics of all branches of insurance within the purview of this Act,
3 both past and present, which may be desired and directed by the commission,
4 shall be preserved and accumulated, from year to year, continuously hereafter,
5 and tabulated in such manner as will show any change or variation, from year
6 to year, in the loss ratio as to each class of property in each locality of the
7 State; and as will also show any variation which may occur in the average loss
8 ratio of each city, town or village, and also in each county of the State, outside
9 of the municipalities above mentioned.

Sec. 27. Such information shall be kept permanently on file in the office
2 of the commission, and shall be accessible, under reasonable rules and regulations,
3 to any citizen of the State of Illinois, and such information, or a summary thereof,
4 shall be included in the annual printed report of the commission.

Sec. 28. Hearings, examinations and investigations may be conducted by
2 one or more commissioners, designated by the chairman, and a report thereof, in
3 writing, made to the commission. Any commissioner conducting such hearing,
4 examination or investigation as aforesaid, shall have power in any county in the
5 State of Illinois to summon and compel the attendance of witnesses before him
6 to testify in relation to any matter relative to such hearing, examination or in-

7 vestigation, or to issue a *dedimus* for taking the depositions of witnesses unable
 8 to appear before the commission in person or residing in other states, and may
 9 require the production of any books, papers or documents deemed pertinent there-
 10 to by him, and shall be authorized and empowered to administer oaths and
 11 affirmations to any person or persons appearing as witnesses before him; and
 12 false swearing, in any matter or proceeding aforesaid, shall be deemed perjury
 13 and shall be punished as such. Any witness who refuses to be sworn, or who
 14 refuses to testify, or who disobeys any lawful order of any person conducting
 15 such hearing, examination or investigation, or who fails or refuses to produce
 16 any book, paper or document touching any matter under examination, or who
 17 is guilty of any contemptuous conduct after being summoned to appear before
 18 him to give testimony in relation to any matter or subject under investigation
 19 as aforesaid, shall be deemed guilty of a misdemeanor and it shall be the duty
 20 of the person conducting such hearing, examination or investigation to make
 21 complaint against such person or persons, before any justice of the peace, police
 22 magistrate or any court of record in the county in which said hearing, examina-
 23 tion or investigation is being had, and, upon the filing of such complaint, the
 24 trial of such cause shall proceed in the same manner as the trial of other mis-
 25 demeanors, and upon conviction any such person guilty of a violation of the pro-
 26 visions of this Act shall be fined in a sum not exceeding \$100, and imprisoned until
 27 such fine is paid: *Provided, however,* that any person so convicted shall have the
 28 right of appeal.

Sec. 29. The commission may conduct hearings and take testimony relative
 2 to any pending legislation concerning any matter within its jurisdiction, if re-
 3 quested so to do by the General Assembly, or by a standing committee of
 4 either branch thereof, and shall report its conclusions to the General Assembly.

Sec. 30. Every insurer engaged in any of the branches of insurance within
 2 the jurisdiction of the commission, shall furnish to it all information required
 3 by it to carry into effect the provisions of this Act, and shall make specific an-

4 swers under oath to all questions submitted by the commission. Any insurer
5 receiving from the commission any blanks, with directions to fill the same, shall
6 cause the same to be properly filled so as to answer fully and correctly each
7 question therein propounded, and, in case it is unable to answer any question, it
8 shall give a good and sufficient reason for such failure; and said reason shall
9 be verified under oath by either the president, secretary, superintendent, general
10 manager, manager for the State of Illinois, agent or attorney in fact, as the com-
11 mission may direct, and returned to the commission at its office within the period
12 fixed by the commission.

Sec. 31. Whenever required by the commission, every insurer engaged in
2 any of the branches of insurance within the jurisdiction of the commission, shall
3 permit inspection of any or all maps, fire maps, documents, books, accounts,
4 papers, reports, records and files in its possession, or in any way relating to its
5 property, or affecting its business, by such persons and in such form as the com-
6 mission may direct, and also furnish verified copies of the same, except fire maps,
7 if required by the commission.

Sec. 32. Every insurer engaged in insurance, within the jurisdiction of the
2 commission, shall obey and comply with each and every requirement of every
3 order, decision, direction, rule or regulation made or prescribed by the commis-
4 sion in the matters herein specified or any other matter in any way relating to
5 or affecting its business, and shall do everything necessary or proper in order to
6 comply with and observe every such order, decision, direction, rule or regu-
7 lation by all of its officers, agents and employees, and failure so to do shall
8 render the offender or offenders liable to the penalties hereinafter provided.

Sec. 33. All proceedings of the commission and its documents and records
2 shall be public records. The commission shall on or before May 1 of each year
3 prepare and file with the Governor a report giving a summary of the acts and
4 proceedings of the commission to and including December 31 of the previous
5 year.

Sec. 34. Every insurer within the purview of this Act is prohibited from
2 entering into or becoming party to any agreement, understanding, combination,
3 pool, trust or any device or scheme whatsoever, either directly or indirectly, for
4 the purpose of controlling, fixing or maintaining insurance rates or other busi-
5 ness practices or regulations of any kind and is forbidden to maintain jointly, or
6 send policies or reports thereof to any joint stamping bureau or similar institution
7 or device.

Sec. 35. It shall not be lawful for any person to act as agent for any in-
2 surer, within the purview of this Act, by soliciting business or countersigning
3 policies without procuring annually, on or before the first day of February, a
4 certificate of authority from the Insurance Superintendent for which a fee of \$2
5 shall be paid by all non-resident insurers. Such certificates of authority shall
6 not be issued to any person not a *bona fide* resident of the State of Illinois. The
7 commission is authorized to make such reasonable rules and regulations as it
8 deems proper with reference to the qualifications of such insurance agents, and
9 no certificate of authority shall be issued by the Insurance Superintendent to
10 any applicant who does not possess the qualifications prescribed by the commis-
11 sion. The Insurance Superintendent may, for good cause, revoke such certificate
12 of authority. No policy of insurance shall be issued or delivered in this State by
13 any non-resident insurer licensed to transact business in this State, except
14 through a duly authorized agent.

Sec. 36. No insurer or any officer or agent thereof shall rebate or return,
2 either directly or indirectly, to any insured, the premium received, or any part
3 thereof, except as provided for cancellation, and shall not, directly or indirectly,
4 by any means or device whatsoever, charge different rates of premium on the
5 same class of property having the same hazard, in the same city, town, village or
6 county, excepting that rates may be raised or lowered to all insured as herein
7 provided.

Sec. 37. All terms and conditions of policies of insurance within the pur-
2 view of this Act shall be just and equitable. All insurers engaged in the branches
3 of insurance in this State within the purview of this Act, shall, before they use
4 the same, file with the commission copies of all policies. The commission shall
5 examine all such policies, and if in its opinion any of the terms or conditions of
6 any policy are unjust and inequitable, it shall so find and notify the insurer
7 proposing to use the same and thereafter it shall be unlawful for any insurer
8 to use any policy containing such disapproved terms and conditions. Any such
9 insurer may appeal from any order of the commission under this section to the
10 circuit court of Sangamon county as provided in section 23 of this Act. The
11 commission shall on or before the first day of December, 1918, for the informa-
12 tion of the Legislature, prepare as many standard forms of policies, containing
13 just and equitable terms and conditions to apply to the different classes of prop-
14 erty and varying circumstances as it shall deem necessary or be desirable, and
15 shall submit the same to the first session of the Legislature convening there-
16 after.

Sec. 38. For the purpose of preventing overinsurance and fraudulent
2 removal of merchandise insured from stocks which are being diminished or
3 increased from time to time by sale or purchase, the commission is hereby
4 authorized and required to make such rules and regulations and amend the
5 same from time to time as its experience may suggest with regard to keeping
6 records of purchases, sale, removal of property and any other provision which
7 will, in its judgment, aid in preventing the carrying of insurance at any time
8 in excess of the market value of the merchandise or other chattel property, and
9 also any other rules and regulations which will, in its judgment, aid in preventing
10 fraud, arson or other crimes in connection with insurance. Misrepresentations,
11 knowingly and wilfully made concerning the value, condition, location or other
12 material particulars concerning the property applied to be insured, or concerning
13 the applicant, shall be considered as false pretense under the criminal statutes of

14 this State, and any person guilty of making such misrepresentation shall be pun-
15 ished as is now provided by law for making false pretenses.

Sec. 39. No insurer shall grant insurance on any single risk for a greater
2 amount than 10 per cent of its paid up capital and net surplus. Reinsurance by
3 any insurer of a whole or part of any risk is forbidden, except as allowed by
4 order of the commission, and then only to other insurers admitted to do busi-
5 ness in this State. All re-insurers shall make a report to the commission, at such
6 time and manner, as by it directed of all reinsurance carried by them.

Sec. 40. No insurance by unadmitted companies, commonly known as "sur-
2 plus line insurance," shall be issued, except upon the written permission of the
3 commission or some employee thereof authorized by the chairman to grant such
4 permission, and all unadmitted insurers so writing such insurance shall be
5 within the supervision and control of the commission with the same power over
6 them as is provided for admitted companies.

Sec. 41. No insurer shall issue a policy in any other than its true name,
2 or containing or bearing thereon any endorsement showing that it is issued by
3 or through any underwriters' annex, department or agency. The operation of
4 so-called underwriters' annexes, agencies, or departments, which issue policies of
5 insurance, guaranteed or signed by regularly licensed insurance companies is
6 prohibited. The license of any insurer violating the provisions of this section
7 shall be revoked by the insurance superintendent after fifteen days' notice, unless
8 the insurer concerned shall file a statement that it has discontinued such practice
9 and agreeing not to again engage therein.

Sec. 42. If any insurer domiciled in or a resident of any other state of the
2 United States, or of any foreign nation, and admitted to do business in this
3 State, begins a suit against a State official, individual or corporation concerning
4 any transaction in or relating to property in this State, in a United States court,
5 or transfers a suit begun against such insurer in any court of this State to a

6 United States court, then it shall be the duty of the insurance superintendent to
7 at once revoke the license of such insurer, and such insurer shall not be permitted
8 to do business in this State so long as such insurer maintains any such suit in
9 a United States court.

Sec. 43. The commission shall, with such assistance and advice as it deems
2 desirable and as soon as practicable, prepare, or cause to be prepared, a compre-
3 hensive report giving an enumeration and explanation in detail of all the various
4 kinds of fire hazard, and the origin and cause of destructive fires, together with
5 the best methods of removing or minimizing the same, and lessening danger to
6 life from fire, and setting forth the use and advantage of sprinklered systems,
7 fire prevention and fire resisting constructions and other means of providing and
8 lessening the fire hazard to property, and also explaining such methods of repair
9 and improving of existing buildings as will lessen the fire hazard thereon. Said
10 report shall be made with a special view of the same or a part thereof being used
11 for purposes of instruction in the public schools, colleges and universities of this
12 State, and shall be revised from time to time so as to contain all new information
13 on these subjects.

Sec. 44. These reports shall be distributed free of charge to all citizens of
2 the State who shall request the same, and furnished to all schools. Instruction
3 as to the origin and causes of fires and fire hazards, fire prevention, avoidance
4 of danger to life by fire and related subjects shall be given in the public schools,
5 colleges and universities supported by the State.

Sec. 45. No person shall be excused from giving testimony or producing
2 evidence when called upon to do so at any hearing before the commission, or
3 any person conducting a hearing under this Act, on the ground that it may
4 incriminate him under the laws of this State; but no person shall be prosecuted
5 criminally or subject to any criminal penalty on account of any transaction,
6 matter or thing concerning which he may testify or produce evidence under
7 this Act, except for perjury in so testifying.

Sec. 46. The violation of any provision of this Act, including the doing of
2 any act or thing herein prohibited, for which penalties have not been hereinbe-
3 fore specifically provided, shall be punished by a fine of not less than one hun-
4 dred or more than one thousand dollars for the first offense, and not less than
5 five hundred or more than two thousand dollars for succeeding offenses.

Sec. 47. Nothing in this Act shall affect or apply to district, county and
2 township, mutual fire insurance companies nor district mutual windstorm,
3 cyclone or tornado insurance companies, nor county mutual windstorm insur-
4 ance companies organized and doing business under the laws of this State.

Sec. 48. If any part of this Act be held for any reason unconstitutional,
2 it shall not affect any other portion or part of this Act.

Sec. 49. All Acts and parts of Acts in conflict with the provisions of this
2 Act are hereby repealed.

- 1 Introduced by Mr. Igoe, March 14, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act to revise the law in relation to criminal jurisprudence," commonly known as the criminal code, approved March 27, 1874, in force July 1, 1874, as amended by subsequent Acts amendatory thereof, by amending sections forty-six (46), forty-six-a (46a), forty-seven (47), one hundred fifty-six (156), and one hundred fifty-seven (157).

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to revise
3 the law in relation to criminal jurisprudence," commonly known as the criminal
4 code, approved March 27, 1874, in force July 1, 1874, be and the same is hereby
5 amended by amending sections forty-six (46), forty-six-a (46a), forty-seven
6 (47), one hundred fifty-six (156) and one hundred fifty-seven (157), so that the
7 said sections when amended shall read as follows:

8 Sec. 46. If any two or more persons conspire or agree together, or the
9 officers or executive committee of any society or organization or corporation,
10 shall issue or utter any circular or edict, as the action of or instruction to its
11 members, or any other persons, societies, organizations or corporations, for the

12 purpose of establishing a so-called boycott or black list, or shall post or dis-
 13 tribute any written or printed notice in any place, with the fraudulent or mali-
 14 cious intent wrongfully and wickedly to injure the person, character, business, or
 15 employment, or property of another, or to obtain money or other property by
 16 false pretenses, or to do any illegal act injurious to the public trade, health,
 17 morals, police, or administration of public justice, or to prevent competition in
 18 the letting of any contract by the State, or the authorities of any counties, city,
 19 town or village, or to induce any person not to enter into such competition, or
 20 to commit any felony, they shall be deemed guilty of a conspiracy; and every such
 21 offender, whether as individual or as the officers of any society or organization
 22 and every person convicted of conspiracy at common law, shall be imprisoned
 23 in the penitentiary *not less than one (1) year nor exceeding five years*, or fined
 24 not exceeding \$2,000, or both.

25 Sec. 46a. That if two or more persons conspire either to commit any offense
 26 against the State of Illinois, or any county, incorporated city, village, town or
 27 township thereof, or to defraud the State of Illinois, or any county, incorporated
 28 city, village, town or township thereof, in any manner, or for any purpose, and
 29 one or more of such parties, do any act to effect the object of the conspiracy, all
 30 parties to such conspiracy shall be liable to a penalty of not less than one hun-
 31 dred dollars, and not more than five thousand dollars, and to be imprisoned either
 32 in the penitentiary or county jail for any period *not less than one (1) year nor*
 33 *exceeding two years*. The time and place of confinement and the amount of the
 34 fine to be determined by the jury trying the cause: *Provided, however*, this Act
 35 shall not be construed to modify or repeal any other law now in force in this
 36 State.

37 Sec. 47. The infamous crime against nature, either with man or beast, shall
 38 subject the offender to be punished by imprisonment in the penitentiary for a
 39 term of *not less than one (1) nor more than ten years*.

40 Sec. 156. If a father shall rudely and licentiously cohabit with his own
41 daughter, the father shall be imprisoned in the penitentiary for a term not *less*
42 *than one (1) nor* exceeding twenty years.

43 Sec. 157. Persons within the degrees of consanguinity within which mar-
44 riages are declared by law to be in incestuous and void, who shall intermarry
45 with each other, or who shall commit adultery or fornication with each other, or
46 shall lewdly and lasciviously cohabit with each other, shall be imprisoned in the
47 penitentiary not *less than one (1) nor* exceeding ten years.

- 1 Introduced by Mr. Roderick, March 14, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act, making an appropriation to compensate Frank P. Stretton, State parole agent, Joliet penitentiary, for the loss of salary on account mobilization Illinois National Guard, in Texas.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the sum of six hundred and twenty-
3 five (\$625.00) dollars, be, and is hereby appropriated, for compensation to Frank
4 P. Stretton, State parole agent, Joliet penitentiary, for the loss of time incurred
5 by him from June 19 to November 19, 1916, at the rate of one hundred and
6 twenty-five, (\$125.00) dollars per month, while he was on duty with Troop K,
7 First Illinois Cavalry, at Brownsville, Texas, to be paid to him out of any money
8 in the treasury, not otherwise appropriated.

Sec. 2. The Auditor of Public Accounts, is hereby authorized and directed
2 to draw his warrant on the State Treasurer, in favor of Frank P. Stretton, for the
3 sum hereby appropriated, and the State Treasurer is authorized and directed to
4 pay said sum out of any money in the State treasury, not otherwise appropri-
5 ated.



- 1 Introduced by Mr. Seanlan, March 14, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

A BILL

For an Act to amend an Act entitled, "An Act to regulate the investments of the funds and real estate holdings of life insurance companies," approved May 20, 1907, in force July 1, 1907, by amending the title thereto, by repealing section 3 thereof and by adding a new section thereto to be known as section 1a.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: That an Act entitled, "An Act to regulate the investments of the funds and real estate holdings of life insurance companies," approved May 20, 1907, in force July 1, 1907, be and the same is hereby amended by amending the title thereto, by repealing section 3 thereof and by adding a new section thereto to be known as section 1a, to read as follows:*

Sec. 1a. *All investments and deposits of the funds of any company or association organized under the laws of this State to transact the business of insurance, shall be made in its corporate or official name, and no director or other officer thereof, member of a committee having any authority in the investment or disposition of its funds, stockholder or clerk shall accept or be the beneficiary of either directly or indirectly, any fee, brokerage commission, gift or other con-*

13 sideration for or on account of any loan, deposit, purchase, sale, payment or ex-
14 change made by or on behalf of any such company or association, or shall be pe-
15 cuniarily interested in any such purchase, sale or loan, either as borrower, princi-
16 pal, co-principal, agent or beneficiary, except that a policyholder shall be entitled
17 to all the benefits and privileges accruing under the terms of his policy contract.
18 Any person, company or association violating any of the provisions of this sec-
19 tion shall be deemed guilty of a misdemeanor, and upon conviction thereof may
20 be punished by a fine of not less than one thousand (1000) dollars nor more than
21 five thousand (5000) dollars, and by imprisonment in the county jail for not less
22 than six months nor more than one year for each such offense.

Sec. 2. The title of said Act is hereby amended to read as follows: "An
2 Act to regulate the investments of the funds and real estate holdings of insur-
3 ance companies doing business in the State of Illinois."

Sec. 3. Section 3 of an Act entitled, "An Act to regulate the investments
2 of the funds and real estate holdings of life insurance companies," approved May
3 20, 1907, in force July 1, 1907, is hereby repealed.



- 1 Introduced by Mr. Scanlan, March 14, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

A BILL

For an Act to amend an Act entitled, "An Act to permit any insurance corporation, company, association or other organization authorized to do an insurance business in this State to deposit securities with the Insurance Superintendent of the State of Illinois, to substitute other securities therefor, and to authorize the insurance superintendent of the State of Illinois to certify to such deposits," approved June 25, 1915, in force July 1, 1915, by amending the title and section one (1) thereof, and by adding a new section to be known as section two (2).

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to permit any insurance corporation, company, association or other organization authorized to do an insurance business in this State to deposit securities with the Insurance superintendent of the State of Illinois, to substitute other securities therefor, and to authorize the Insurance Superintendent of the State of Illinois to certify to such deposits," approved June 25, 1915, in force July 1, 1915, be and the same is hereby amended by amending the title and section one (1) therefor and by adding a new section, to be known as section two (2), to read as follows:

11 Sec. 1. Any insurance corporation, company, association or other organ-
12 ization, authorized to do an insurance business in this State, may deposit with
13 the *Department of Trade and Commerce* of the State of Illinois, in addition to
14 any deposits now authorized or required to be made, securities of such character
15 as are lawful investments of the corporation, company, association or other
16 organization, not less, however, than the aggregate amount of twenty-five thou-
17 sand (*25,000*) dollars, in current market value, and the *Department of Trade and*
18 *Commerce, through the authorized officer thereof*, shall receive such securities
19 and hold the same in trust for the equal benefit and protection of all the policy
20 holders or members of such corporation, company, association or other organ-
21 ization, and so long as such corporation, company, association or other organi-
22 zation shall continue solvent, such department shall permit it to collect the
23 interest or dividends thereon, and from time to time withdraw such securities
24 or any part thereof, on depositing with the *department* other securities of like
25 character and of equal value to those withdrawn, and upon request of the corpora-
26 tion, company, association, or other organization so depositing, the *Department*
27 *of Trade and Commerce, through the authorized officer thereof*, shall certify to
28 the same under the seal of the *department*.

29 Sec. 2. Any company or association receiving payments, total or partial,
30 upon any securities deposited with the *Department of Trade and Commerce*,
31 shall notify the department of such fact within thirty days after such payment
32 shall have been made, giving the amount and date of such payment. In the
33 event any such payment shall reduce its deposit below the amount required by
34 law, the company or association receiving the same shall, within five days, ten-
35 der the department proper securities for deposit to meet the requirements of
36 law.

37 Any company or association which fails to report the receipt of payments,
38 as above provided, shall be liable to a penalty of double the amount of the pay-
39 ment or payments made and not reported within the time and in the manner

40 above specified, to be recovered in any court of competent jurisdiction at the
41 suit of the Department of Trade and Commerce, through the authorized officer
42 thereof.

43 The designation "Department of Trade and Commerce" when used in this
44 Act shall be construed to mean the Department of Trade and Commerce created
45 by an Act entitled, "An Act in relation to the civil administration of the State
46 government, and to repeal certain Acts therein named," approved March 7, 1917.

47 Sec. 3. The title of said Act is hereby amended to read as follows: "An
48 Act in relation to the deposit of and dealing with securities of insurance com-
49 panies or associations."



1 Introduced by Mr. Flagg, March 14, 1917.

2 Read by title, ordered printed and referred to Committee on Education.

A BILL

For an Act to amend an Act entitled, "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as subsequently amended, by amending section two hundred eleven (211) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: That an Act entitled, "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as subsequently amended, be and the same is hereby amended, by amending section two hundred eleven (211) thereof, to read as follows:*

6 Sec. 211. On the first Monday in January, annually, the Auditor of Public
7 Accounts shall apportion the common school fund. *He shall first deduct all sums*
8 *authorized to be paid under the terms of section 27, as amended, of "An Act*
9 *concerning fees and salaries, and to classify the several counties of this State*
10 *with reference thereto," approved March 29, 1872, in force July 1, 1872; section*
11 *23 of "An Act in relation to an Illinois State teachers' pension and retirement*
12 *fund," approved May 27, 1915, in force July 1, 1915; and section 3 of "An Act*
13 *to enable any board of school inspectors, or any body or board of officials, which*

14 *governs, or has charge of the affairs of any school district having a population of*
15 *not fewer than 10,000 and not more than 100,000 inhabitants, and governed by*
16 *special acts of the General Assembly of this State and in such other districts as*
17 *may hereafter be ascertained by any special or general census to have such*
18 *population and which school districts are also governed by like special acts, to*
19 *establish and maintain a teachers' pension and retirement fund," approved June*
20 *27, 1913, in force July 1, 1913. After making the deductions so authorized, the*
21 *Auditor of Public Accounts shall apportion to each county the common school*
22 *fund, in proportion to the number of persons in each county under the age of*
23 *twenty-one years, as ascertained from the next preceding State or Federal*
24 *census, and shall issue an order upon the county collector to pay to the county*
25 *superintendent of schools the amount of such order out of the funds collected*
26 *by him and not otherwise appropriated by law, and take the county superin-*
27 *tendent's receipt for the same.*

- 1 Introduced by Mr. Mulcahy, March 15, 1917.
 - 2 Read by title, ordered printed and referred to Committee on Public Utilities and
Transportation.
-

A BILL

For an Act limiting the maximum length of trains to be hauled on any steam or electric railroad in the State of Illinois and providing penalty for violation of the same.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That it shall be unlawful for any rail-
3 road corporation, receiver of any railroad corporation or any person or persons
4 operating a railroad in whole or in part in the State of Illinois, to haul over its
5 own lines or any leased lines a train of cars of a greater length than one-half
6 mile, exclusive of engine and caboose.

Sec. 2. Any railroad corporation, receiver of any railroad corporation or
2 any person or persons operating a railroad in whole or in part within the State
3 of Illinois, violating any of the provisions of this Act, shall, upon conviction
4 thereof, be fined not less than one hundred (\$100.00) dollars, nor more than five
5 hundred (\$500.00) dollars, for each separate offense.

- 1 Introduced by Mr. Rentchler, March 15, 1917.
- 2 Read by title, ordered printed and referred to Committee on Public Utilities and
Transportation.

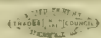
A BILL

For an Act to amend section 6 of "An Act to promote the safety of employees and travelers upon railroads by compelling common carriers engaged in moving traffic by railroad between points in the State of Illinois to equip their cars with automatic couplers and continuous brakes, and their locomotives with driving wheel brakes, and for other purposes," approved May 12, 1905, in force July 1, 1905.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section 6 of an Act entitled, "An
3 Act to promote the safety of employees and travelers upon railroads by com-
4 pelling common carriers engaged in moving traffic by railroad between points in
5 the State of Illinois to equip their cars with automatic couplers and continuous
6 brakes, and their locomotives with driving wheel brakes, and for other purposes,"
7 approved May 12, 1905, in force July 1, 1905, be and hereby is amended so as to
8 read as follows:

9 "Sec. 6. That any such common carrier using any locomotive, or tender run-
10 ning any train, or hauling or permitting to be hauled or used on its lines any car,

11 or similar vehicle, in violation of any of the provisions of this Act shall be liable
12 to a penalty of one hundred dollars for each and every such violation to be recov-
13 ered in a suit or suits to be brought by the state's attorney in the circuit court
14 of the county having jurisdiction in the locality where such violation shall have
15 occurred; and it shall be the duty of such state's attorney to bring such suits
16 upon duly verified information being lodged with him of such violation having
17 occurred; and it shall be the duty of *the Department of Trade and Commerce*
18 *of this State* to lodge with the proper state's attorneys information of any such
19 violations as may come to its knowledge: *Provided*, that nothing in this Act
20 contained shall apply to trains composed of four-wheel cars or to trains com-
21 posed of eight-wheel standard logging cars, where the height of such car from
22 the tops of the rails to the center of the couplings does not exceed twenty-five
23 inches, or to locomotives used in hauling such trains when such cars or locomo-
24 tives are exclusively used for the transportation of logs, or to street cars, or to
25 trains, locomotives, tenders, cars and similar vehicles used in interstate com-
26 merce: *And, provided, that nothing in this Act contained, except as to the*
27 *requirements of section 2 of this Act shall apply to locomotives operated on any*
28 *narrow gauge railway which does not interchange cars with any connecting rail-*
29 *way, or to four wheel cars having a capacity of not to exceed eight tons, or trains*
30 *composed of such cars, operated on such narrow gauge railway."*



- 1 Introduced by Mr. Rentchler, March 15, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

A BILL

For an Act entitled, "An Act in relation to consolidation and reinsurance of insurance companies and associations and to provide the penalty for the violation of the provisions thereof, and to repeal a certain Act therein named and Acts or parts of Acts in conflict with this Act."

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That hereafter no insurance company or-
3 ganized under the laws of this State shall consolidate with or reinsure its risks,
4 or any part thereof, in any company not authorized to transact business in this
5 State nor consolidate with or reinsure its risks, or any part thereof, in any other
6 company or assume or reinsure the whole of, or any part of the risks of any
7 other company, except as hereinafter provided; but nothing herein contained
8 shall prevent any company from reinsuring any portion of any individual risk
9 and receiving credit for the reserve on any such reinsured portion in any com-
10 pany authorized to transact business in this State.

Sec. 2. The word "company" when used in this Act shall include any cor-
2 poration or association authorized to transact the business of insurance on the

3 stock, mutual, stock and mutual, assessment, or fraternal plan; and the word
4 "member" shall mean the insured under a policy or certificate issued by any
5 company other than a purely stock company.

Sec. 3. Whenever any company shall propose to enter into any contract of
2 consolidation or reinsurance with any other company the board of directors or
3 trustees may either submit the question of such consolidation or reinsurance to
4 the stockholders or members, or both (as the case may be) of such company at
5 any regular annual or periodic meeting thereof, provided notice of such pro-
6 posed contract shall be given in the notice for such meeting, or may call a special
7 meeting for the purpose. Such special meeting shall be called by a majority of
8 said directors or trustees by delivering personally or depositing in the post
9 office at least thirty days before the time fixed for such meeting a notice ad-
10 dressed to each stockholder or member at his last post office address appearing
11 on the records of the company, stating the time, place and object of such
12 meeting.

Sec. 4. At any such meeting the stockholders or members, or both (as the
2 case may be), may vote in person or by proxy, each stockholder to be entitled to
3 one vote for each share of stock held by him, and each member to one vote for
4 each one thousand dollars of insurance held by him: *Provided, however,* that
5 any member holding less than one thousand dollars of insurance shall be en-
6 titled to one vote; and votes representing two-thirds of all the stock in the case
7 of purely stock companies, or of two-thirds of all the stock, if any, and of two-
8 thirds of all the votes cast by members represented at the meeting in person or
9 by proxy in the case of other companies, shall be necessary for the adoption of
10 such proposed articles of consolidation or contract of reinsurance. Articles of
11 consolidation shall comprise a copy of the charter of the proposed consolidated
12 company, the provisions of which charter shall conform with the legal require-
13 ments applicable to the charter provisions of a company organized to transact
14 a similar kind of insurance, and such other particulars as may be necessary to

15 explain and make manifest the objects and purposes of the consolidated com-
16 pany and the manner in which it is to be conducted.

Sec. 5. Upon the adoption of a contract of reinsurance or articles of con-
2 solidation at a meeting held in accordance with the provisions of this Act,
3 said contract of reinsurance or articles of consolidation shall be duly executed
4 by the president and attested by the secretary, or the executive officers corre-
5 sponding thereto, under the corporate seal of each of the contracting or consoli-
6 dating companies, and thereupon a certificate of the adoption and execution of
7 such contract of reinsurance or articles of consolidation, verified by the affi-
8 davits of such officers and under the seal of each of said companies, shall be sub-
9 mitted to the Department of Trade and Commerce, together with a certificate,
10 verified by the affidavits of such officers, of any fee, commission or other com-
11 pensation or valuable consideration, paid or to be paid, directly or indirectly, to
12 any corporation, firm, person or persons whomsoever, for in any manner aiding,
13 promoting or assisting in such consolidation or reinsurance. If the Department
14 of Trade and Commerce, upon examination of such contract of reinsurance or
15 articles of consolidation, finds the same to be in accordance with the provisions
16 of this Act and not inconsistent with the laws and the Constitution of this State
17 and of the United States, and that no reasonable objection exists thereto, such
18 department shall approve such contract of reinsurance or articles of consolida-
19 tion and shall cause the same to be recorded in a book kept for the purpose, and
20 thereupon such contract of reinsurance or consolidation shall be and is hereby
21 declared to be effected and in force. If such department shall refuse to approve
22 and to cause such contract of reinsurance or consolidation to be so recorded,
23 notification of such refusal, assigning the reasons therefor, shall, within fifteen
24 days from the date of submission of such contract, be given in writing by such
25 department to each of said companies.

Sec. 6. No director, officer or employee of any such company, except as fully
2 expressed in the contract of consolidation or reinsurance, shall receive any fee.

3 commission or other compensation or valuable consideration whatever, directly
4 or indirectly, for in any manner aiding, promoting or assisting in such consoli-
5 dation or reinsurance.

Sec. 7. Any officer, director, stockholder or member of any such company
2 or companies, violating or consenting to a violation of the provisions of this Act
3 shall be subject to a penalty of not less than five thousand dollars and by im-
4 prisonment for not less than one year nor more than five years under an action
5 to be brought in the name of the People of the State of Illinois by the Depart-
6 ment of Trade and Commerce, in any court having jurisdiction thereof, any
7 penalty so recovered to be paid into the county treasury of the county in which
8 recovery is had.

Sec. 8. The designation "Department of Trade and Commerce" when used
2 in this Act shall be construed to mean the Department of Trade and Commerce
3 created by an Act entitled, "An Act in relation to the civil administration of the
4 State government, and to repeal certain Acts therein named," approved March
5 7, 1917.

Sec. 9. An Act entitled, "An Act in relation to consolidation and reinsur-
2 ance by life insurance companies," approved May 29, 1909, in force July 1, 1909,
3 and all Acts or parts of Acts inconsistent herewith are hereby repealed.

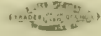


- 1 Introduced by Mr. Pace, March 15, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to legalize bonds of townships or road districts voted for the purpose of paying indebtedness incurred by highway commissioners of such township or road districts in repairing or rebuilding roads or bridges therein.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That in all cases where the people of any
3 township or road district in this State have voted in favor of issuing the bonds
4 of such township or road district for the purpose of paying the indebtedness in-
5 curred by the highway commissioners of such township or road district in re-
6 pairing or rebuilding roads or bridges within such township or district, all such
7 elections and proceedings shall be and the same are hereby made legal and valid,
8 and any bonds which have been or may hereafter be issued in pursuance of such
9 elections and proceedings shall be and the same are hereby made the legal, valid
10 and binding obligations of such townships or road districts, notwithstanding
11 any objection which, except for the passage of this Act, could have been made
12 to the legality of such bonds or such bond elections or such bond proceedings, or
13 to the taxes levied or to be levied and collected for the payment of the principal
14 of and the interest on such bonds, and any and all suits now pending in any
15 of the courts of this State attacking the legality of any such bonds or such bond
16 elections or such bond proceedings are hereby abated.



- 1 Introduced by Mr. Volz (by request), March 15, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act to revise the law in relation to justices of the peace and constables," approved June 26, 1895, in force July 1, 1895, as subsequently amended, by amending section 1, article II of said Act.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to revise the law in relation to justices of the peace and constables," approved June 26, 1895, in force July 1, 1895, as subsequently amended, be and the same is hereby amended by amending section 1 of article II of the said Act to read as follows:

Sec. 1. Justices of the peace shall have jurisdiction in their respective counties in the following cases, when the amount claimed does not exceed five hundred dollars:

First—In actions arising on contracts, whether under seal or not, express or implied, for the recovery of money only. When the action is upon a bond, the amount to be recovered thereon, and not the penalty of the bond, shall determine the jurisdiction; and when the payments are to be made by installments, an action may be brought for any installment as it shall become due.

14 Second—In actions for damages for injury to real property, or for taking,
15 detaining or injuring personal property.

16 Third—In actions for rent and distress for rent.

17 Fourth—In actions against railroad companies and any person or company
18 controlling, operating or using any railroad for killing or injuring horses, cattle,
19 sheep, hogs or other stock; for loss of or injury to baggage or freight; and for
20 injury or damage to real or personal property, caused by setting fire to the same
21 by their engines, or otherwise.

22 Fifth—In actions of replevin, when the value of the property claimed does
23 not exceed *five* hundred dollars.

24 Sixth—In actions for damages for fraud in the sale, purchase or exchange
25 of personal property, and in all cases where the action of debt or assumpsit will
26 lie, if the damages claimed do not exceed *five* hundred dollars. This section
27 shall apply to claims originally exceeding *five* hundred dollars, if the same shall
28 at the time of rendition of the judgment, be reduced by credits or deductions
29 to an amount not exceeding *five* hundred dollars.

30 Seventh—In all actions arising under the laws for the incorporation of cities,
31 towns and villages, or any ordinance passed in pursuance thereof, where the
32 amount claimed does not exceed *five* hundred dollars.

33 Eighth—In actions arising under the law in relation to dram-shops, where
34 the damage claimed does not exceed *five* hundred dollars.

35 Ninth—In all actions for the recovery of statutory fines or penalties in
36 which the amount claimed does not exceed *five* hundred dollars.

37 Tenth—In all actions by and against towns, cities, villages, or other municipi-
38 pal corporations, which, if brought by an individual, might be brought before
39 a justice of the peace.

40 Eleventh—To assess damages for sheep killed by dogs.

41 Twelfth—In proceedings against vagrants or vagabonds.

42 Thirteenth—In actions arising under the laws for the preservation of fish
43 and game.

44 Fourteenth—In actions of forcible entry and detainer.

45 Fifteenth—In all criminal actions in which the punishment is by fine only,
46 and does not exceed *five* hundred dollars; and such other jurisdiction as has
47 been, or shall be, conferred by law.

48 Sixteenth—In garnishment by attachment or summons the amount of the
49 claim of garnishor, and not the amount of the answer of the garnishee, shall
50 determine the jurisdiction.

1 Introduced by Mr. Jackson, March 15, 1917.

2 Read by title, ordered printed and referred to Committee on Industrial Affairs.

A BILL

For an Act to amend an Act entitled, "An Act to regulate the pursuit of the business, art and avocation of a barber, and to insure the better qualifications of persons following such business in the State of Illinois," approved June 10, 1909, in force July 1, 1909, by adding thereto a new section to be known as section 11a.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to regulate the pursuit of the business, art and avocation of a barber and to insure the better qualifications of persons following such business in the State of Illinois," approved June 10, 1909, in force July 1, 1909, be and the same is hereby amended by adding thereto a new section to be known as section 11a, to read as follows:

8 Section 11a. *No person holding a certificate under this Act shall be permitted to practice or carry on the business, art or avocation of a barber on the seventh day of the week, commonly known as Sunday.*

- 1 Introduced by Mr. Devine, March 15, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act for the creation of a commission to acquire a site and construct a monument in commemoration of the services of Abraham Lincoln as a soldier in the Black Hawk War, to mark the site where he first rendered public service and to make an appropriation to carry out the purposes of this Act.

WHEREAS, Abraham Lincoln who, in his lifetime, served the State and nation
2 with great distinction, rendered his first public service as a soldier in the Black
3 Hawk War in defense of the settlers of northern Illinois against the invasions of
4 the Indians, taking the oath of a soldier at Dixon, in Lee county, Illinois, where
5 the company in which he enlisted was quartered; and

6 WHEREAS, the site of the Block House where Lincoln's company was quar-
7 tered and where Lincoln rendered his first public service is situated within the
8 City of Dixon, bordering upon the great national highway known as the "Lin-
9 coln Highway," named and dedicated in honor of the public services of Abraham
10 Lincoln; and

11 WHEREAS, the life and public services of Abraham Lincoln have lent such
12 lustre to his name that it is fitting and proper that the State of Illinois should
13 further honor his memory and indicate its appreciation by erecting a monument
14 to mark the site where he rendered his first public service; therefore,

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the sum of twenty-five thousand dol-
3 lars (\$25,000) or so much thereof as shall be necessary, be and the same is here-
4 by appropriated for the purpose of acquiring a site and for the construction of
5 a monument in commemoration of the services of Abraham Lincoln as a soldier
6 of the United States in the Black Hawk War and to mark the site of the Block
7 House where he was quartered as a soldier of the United States during said war.

Sec. 2. That the Governor be, and he is hereby authorized and empowered
2 to appoint five (5) commissioners who shall act without compensation, and whose
3 duty it shall be to acquire title, in the name of the State of Illinois, to such part
4 of block number fifty-four (54) in the town of North Dixon (now a part of the
5 City of Dixon), in the county of Lee, as in their judgment shall be suitable and
6 proper to carry out the purposes of this Act. Said commissioners are hereby
7 empowered to make all necessary contracts and to spend from the appropriation
8 made by this Act such sums of money as may be necessary in connection with the
9 purchase, erection and dedication of said monument and the suitable marking of
10 said site.

Sec. 3. If said commissioners shall be unable to acquire said site and lands,
2 or any part thereof, by agreement with the owner or owners for the purchase of
3 the same for the purposes enumerated by this Act, the said commissioners may
4 thereupon proceed to acquire such lands and the title thereto in the manner that
5 may now and hereafter be provided for by an Act entitled, "An Act to provide
6 for the exercise of the right of eminent domain," approved April 10, 1872, in
7 force July 1, 1872, and any and all Acts amendatory thereto. Said commission-
8 ers may also acquire title to said lands or any part thereof by gift or devise.

Sec. 4. Upon presentation of proper vouchers certified by the commission
2 herein created, and approved by the Governor, the Auditor of Public Accounts is
3 authorized and empowered to draw his warrants upon the State Treasurer for
4 the payment of all expenditures necessary to carry out the provisions of this Act

5 to the extent of the appropriation herein made, and the State Treasurer is
6 authorized and directed to pay the same out of any funds in the State treasury
7 not otherwise appropriated.

Sec. 5. If the sum herein appropriated shall be insufficient to procure the
2 site and erect the monument as provided herein, the said commission is author-
3 ized to solicit and receive contributions from any person, corporation or institu-
4 tion for the purpose of raising sufficient funds to procure such site and erect such
5 monument.

-
- 1 Introduced by Mr. Miller, March 15, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.
-

A BILL

For an Act making appropriations to the University of Illinois to provide for the enlargement and development of its plant.

WHEREAS, In order to provide satisfactorily for the interests of the State
2 represented in the University of Illinois, and to provide adequate facilities for
3 the proper training of the young people of the State who desire to attend the
4 State university; and,

5 WHEREAS, In order to secure to the largest degree economy and efficiency in
6 making such provision it will be necessary to authorize the board of trustees of
7 the University of Illinois to make a sufficiently large plan toward which they can
8 work with definite views; and,

9 WHEREAS, After a careful estimate of the needs of the institution for build-
10 ing and equipment and land, the board of trustees have estimated that in the
11 course of the next ten years the following provisions will be imperatively de-
12 manded, namely:

- 13 (1) A new agricultural plant to cost not less than \$2,000,000.
- 14 (2) A new engineering plant to cost not less than \$2,000,000.

15 (3) A new medical plant to cost not less than \$2,000,000.

16 (4) A university library to cost not less than \$1,000,000.

17 (5) A university museum to cost not less than \$1,000,000.

18 (6) A plant for the physical training of the men of the university, including
19 a gymnasium, provision for an enlarged scope of physical culture and training,
20 additional facilities requiring the acquisition of additional land, \$1,000,000.

21 (7) A plant for the physical training of the women of the university, in-
22 cluding a gymnasium, provision for an enlarged scope of physical culture and
23 training, additional facilities requiring the acquisition of additional land, \$500,000.

24 (8) The acquisition of land necessary to provide for the increased needs of
25 the university, \$500,000.

26 Therefore,

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the sum of two million dollars (\$2,-
3 000,000) be and is hereby appropriated to the University of Illinois for the bi-
4 ennium beginning July 1, 1917, to enable the trustees of the University of Illi-
5 nois to inaugurate this plan by the acquisition of suitable sites and the erection
6 and equipment of suitable buildings thereon.

7 The Auditor of Public Accounts is hereby authorized and directed to draw
8 his warrants from time to time from the State treasury for amounts expended or
9 bills then due from the sum herein appropriated, payable severally to the per-
10 sons named, upon the presentation of itemized vouchers therefor, certified as di-
11 rected by the board of trustees of the University of Illinois.



- 1 Introduced by Mr. Miller, March 15, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making appropriations for the University of Illinois.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That there be and is hereby appropriated
3 to the University of Illinois for the biennium beginning July 1, 1917, the sum of
4 four million eight hundred thousand dollars (\$4,800,000), payable out of money
5 paid into the State treasury and set apart as a fund for the use and maintenance
6 of the University of Illinois, in accordance with an Act entitled, “An Act to pro-
7 vide by State tax for a fund for the support and maintenance of the University
8 of Illinois,” approved June 10, 1911, in force July 1, 1911, payable as follows:

9 1. For purchase of lands, erection of buildings, equipment, reconstruc-
10 tion, repairs and betterments (including school of education build-
11 ing, woman’s residence hall, horticultural field house, animal hus-
12 bandry plant, clinical building, addition to laboratory annex),
13 seven hundred thousand dollars.....\$ 700,000

14 2. Expense of administration (including board of trustees, president’s
15 office, comptroller’s office, registrar’s office, council of administra-

16	tion, university senate, health service, etc.), one hundred and fifty-	
17	seven thousand dollars	157,000
18	3. Expense of general departments (including library staff, military,	
19	physical training, supervision and discipline, university exercises,	
20	publications, museums, etc.), two hundred and thirty thousand	
21	dollars	230,000
22	4. Expense of instructional work in the various schools and colleges	
23	(including purchase of apparatus, maps, charts, and books for the	
24	library), two million five hundred and sixty-three thousand dollars	2,563,000
25	5. Expense of agricultural and engineering experiment stations, grad-	
26	uate school and other research and scientific departments, two hun-	
27	dred thousand dollars	200,000
28	6. Expense of maintenance and operation of physical plant (including	
29	repairs, betterments, extensions, janitor service, care and policing	
30	of grounds, and operation of heating, lighting and power plant),	
31	four hundred and fifty thousand dollars	450,000
32	7. General and contingent fund (to provide for increases of salary, ad-	
33	ditions to staff, emergencies, incidental and general purposes), five	
34	hundred thousand dollars	500,000
35	Grand total	\$4,800,000

Sec. 2. The appropriations made herein shall be paid only out of moneys
 2 paid into the State treasury and set apart for the use and maintenance of the
 3 University of Illinois in accordance with the provisions of an Act entitled, "An
 4 Act to provide by State tax for a fund for the support and maintenance of the
 5 University of Illinois," approved June 10, 1911, in force July 1, 1911.

6 The Auditor of Public Accounts is hereby authorized and directed to draw
 7 his warrants from time to time upon the State Treasurer for amounts expended
 8 or bills then due from the sums herein appropriated, payable severally to the
 9 persons named upon the presentation of itemized vouchers therefor, certified to
 10 as directed by the board of trustees of the University of Illinois.



- 1 Introduced by Mr. Burns, March 15, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act to provide for the appointment, qualification and duties of notaries public and certifying their official acts," approved April 5, 1872, in force July 1, 1872, as subsequently amended, by amending sections 2, 3, 4 and 7 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to provide for the appointment, qualification and duties of notaries public and certifying their official acts," approved April 5, 1872, in force July 1, 1872, as subsequently amended, be and is hereby amended by amending sections 2, 3, 4 and 7 thereof to read as inserted at length herein.

7 Sec. 2. No person shall be appointed a notary public except upon the petition of at least fifty (50) legal voters of the city, town, village or precinct in which such person shall be a voter and until he shall have first obtained a certificate of competency and of good moral character from a court of record having jurisdiction within the county.

12 Sec. 3. Each notary public so appointed and commissioned shall hold his
13 office for a term of four (4) years, unless sooner removed by the Governor, or
14 *by an order of a court of record upon the filing of a petition or complaint in*
15 *such court.*

16 Sec. 4. Before entering upon the duties of his office he shall give a bond,
17 payable to the People of the State of Illinois, in the sum of one thousand dollars
18 (\$1,000) *with two (2) owners of real estate or a surety company or trust company,*
19 *as sureties, to be approved by the Governor, conditioned for the faithful dis-*
20 *charge of the duties of his office and shall take and subscribe an oath in substan-*
21 *tially the following form:*

22 *I do solemnly swear (or affirm, as the case may be) that I will support the*
23 *Constitution of the United States, and the Constitution of the State of Illinois,*
24 *and that I will faithfully discharge the duties of the office of notary public to*
25 *the best of my ability.*

26 The oath and bond shall be deposited in the office of the Secretary of State.
27 *Every person hereafter commissioned for the first time as a notary public shall*
28 *pay to the Secretary of State a fee of twenty-five dollars (\$25) and for each re-*
29 *newal, or subsequent commission, the sum of ten dollars (\$10).*

30 Sec. 7. Each notary public shall, upon entering upon the duties of his office,
31 provide himself with a proper official seal with which he shall authenticate his
32 official acts, upon which shall be engraved words descriptive of his office and the
33 name of the place or county in which he resides, *and every notary public commis-*
34 *sioned hereunder shall append to each certificate, attestation or official notarial*
35 *act, a statement in plain legible characters in the English language of the date*
36 *upon which his commission expires.*

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- 1 Introduced by Mr. Sonnemann, March 15, 1917.
2 Read by title, ordered printed and referred to Committee on Appropriations.
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A BILL

For an Act to amend sections 5 and 6 of an Act entitled, "An Act in relation to the acquisition, control, maintenance, improvement and protection of State parks, and making an appropriation to carry into effect the provisions of this Act," approved June 10, 1911, in force July 1, 1911, and to add thereto two new sections to be known as sections 4a and 10a, empowering the Illinois Park Commission to negotiate for the purchase, for State park purposes, of the world-renowned Monks' Mound property, and making an appropriation to carry into effect the provisions of this Act.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That sections 5 and 6 of an Act entitled,
3 "An Act in relation to the acquisition, control, maintenance, improvement and
4 protection of State parks, and making an appropriation to carry into effect the
5 provisions of this Act," approved June 10, 1911, in force July 1, 1911, be amended
6 and that said Act be further amended by adding thereto two new sections, to be
7 known as sections 4a and 10a, which said sections as amended and said additional
8 sections shall read as follows:

9 Sec. 4a. That a tract of land situated in the county of Madison, and State
10 of Illinois, known and described as follows:

11 “Commencing at the center of section thirty-five (35), township three (3)
12 North, Range nine (9) West of the Third Principal Meridian; thence south
13 along the half-section line forty (40) chains to be the southwest corner of the
14 southeast quarter of said section; thence east along the section line thirty-three
15 and 50-100 (33.50) chains; thence north eight (8) degrees twenty-five (25) min-
16 utes; east six chains; thence east thirteen and 17-100 (13.17) chains; thence
17 north eight (8) degrees twenty-five (25) minutes east, thirty-four (34) chains to
18 a point due east from the place of beginning; thence west fifty-four (54) chains
19 to the place of beginning, containing two hundred (200) acres, more or less,”
20 shall be secured by the Illinois Park Commission, as hereinafter set forth,
21 and when secured shall be perpetually set apart as and for a State park, and shall
22 be known as the “Cahokia Mound-builders’ Park.”

23 Sec. 5. The Illinois Park Commission is hereby authorized and empowered
24 to obtain title by donation, purchase or otherwise, from the several owners or
25 owner of the *tracts* of land described in *sections* 4 and 4a of this Act. The con-
26 veyance of such title, after such title has been passed upon and approved by the
27 Attorney General, shall be taken in the name of the People of the State of Illi-
28 nois, and the title, deeds and other evidence of title shall be deposited in the office
29 of the Secretary of State.

30 Sec. 6. In case the Illinois Park Commission can not acquire title to the land
31 described in *sections* 4 and 4a of this Act or any part or parcel thereof, at a rea-
32 sonable price in the opinion of said commission, then said commission is hereby
33 vested with power, in the name of the People of the State of Illinois, to obtain
34 title to such land, or to any part or parcel thereof, by condemnation under the
35 eminent domain laws of this State: *Provided*, that all negotiations and legal
36 proceedings provided for by this Act shall be under the direct supervision of
37 the Attorney General of this State.

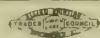
38 Sec. 10a. To carry into effect the provisions of section 4a, and of sections
39 5 and 6 as amended, of this Act, until the end of the first fiscal quarter after
40 the adjournment of the next regular session of the General Assembly, the follow-
41 ing sums, or so much thereof as may be required, are hereby appropriated to the
42 Illinois Park Commission, out of any money in the State treasury not otherwise
43 appropriated, for the following purposes, to-wit:

44 1. For the acquisition of the land described in section 4a of this Act, or so
45 much thereof as may be acquired by purchase, condemnation or otherwise, includ-
46 ing all expenses incident to condemnation proceedings, the sum of two hundred
47 and fifty thousand dollars (\$250,000): *Provided*, that the land so acquired shall
48 make one contiguous and compact tract and shall include within its area the
49 Cahokia Mound, otherwise known as Monks' Mound.

50 2. For the traveling and other necessary expenses and disbursements of the
51 members of the Illinois Park Commission, the sum of one thousand dollars
52 (\$1,000).

53 The Auditor of Public Accounts is hereby authorized and directed to draw
54 his warrants for the sums hereby appropriated upon the presentation of proper
55 vouchers, certified to by the Illinois Park Commission, and the Treasurer shall
56 pay the same out of any money in the State treasury ~~not~~ otherwise appropriated.

14 Sec. 52. At such meeting, stockholders shall vote in person *or by proxy*, each
15 stockholder being entitled to one vote for each share of stock held by him, and
16 votes represented by at least two-thirds of the capital stock *issued and outstand-*
17 *ing* of such corporation shall be necessary to effect a dissolution thereof, and if
18 at any such meeting said stockholders shall in the manner herein provided agree
19 to dissolve said corporation, they shall cause a complete record of all proceed-
20 ings taken with respect thereto, reciting therein the adoption of a resolution to
21 that effect, which shall also show that the corporate debts have been fully paid,
22 the corporate liabilities completely discharged, and the corporate assets and
23 property distributed among all the persons entitled thereto, to be made and
24 signed by the president and the adoption thereof and recitals therein verified
25 by his sworn affidavit, and attested by the secretary under his signature and the
26 corporate seal. Said record shall be filed in the office of the recorder of deeds of
27 the county wherein the principal office of such corporation is located and by him
28 recorded and a notice of such dissolution published for three successive weeks in
29 any newspaper published within such county, and within three months after such
30 dissolution shall have been so agreed upon, the record aforesaid, bearing thereon
31 the certificate of recordation executed by the recorder of deeds of the proper
32 county, shall be filed in the office of the Secretary of State.



- 1 Introduced by Mr. Church, March 15, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act authorizing the use of photographic processes in recording written instruments.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That all public officials required by law
3 to copy or record written instruments, documents or maps in any public office,
4 within this State, may make photographic copies of such instruments, documents
5 or maps. Such photographic copies shall be bound, paged and indexed and when
6 so bound, paged and indexed shall be deemed record books. Different classes
7 of instruments, documents or maps may be bound, paged and indexed in separate
8 record books. Any photographic copy of any instrument, document or map on
9 file in any such office duly certified to by the proper official, shall constitute a
10 certified copy of such instrument, document or map.



1 Introduced by Mr. Wm. Rowe, March 15, 1917.

2 Read by title, ordered printed and referred to Committee on Roads and Bridges.

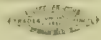
A BILL

For an Act to amend section 74 of "An Act to revise the law in relation to roads and bridges," approved and in force July 1, 1913, as amended by subsequent Acts.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section 74 of the law in relation
3 to roads and bridges, approved and in force July 1, 1913, be and the same is
4 hereby amended to read as follows:

5 Sec. 74. REDUCING WIDTH OF ROADS.] The commissioners of highways of
6 any town or road district may, *in their discretion*, reduce the width of any exist-
7 ing public highway in any town or road district to a width of forty feet when
8 the same is petitioned for by a majority of the land owners along the line of
9 said road within said town or district. When possible the land so vacated by
10 reducing the width of the road shall be taken equally from both sides of the pub-
11 lic highway. In cases of natural obstruction on one side of the public highway
12 or where the said road extends along the right-of-way of any railroad, river
13 or canal, the commissioners are authorized to reduce the width of road on one

14 side only; provided, that any highway that has been heretofore laid out and dedi-
15 cated to the public use and which has been set apart in any county by the proper
16 authorities as a State aid road shall not be reduced in width without the consent
17 in writing of the Department of Public Works and Buildings.



- 1 Introduced by Mr. Bancroft, March 15, 1917.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

A BILL

For an Act to amend an Act entitled, "An Act to provide additional means for the construction of sidewalks in cities, towns and villages," approved April 15, 1875, in force July 1, 1875, as subsequently amended, by amending section one (1) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to provide additional means for the construction of sidewalks in cities, towns and villages," approved April 15, 1875, in force July 1, 1875, as subsequently amended, be and the same is hereby amended by amending section one (1) thereof, to read as follows:

7 Sec. 1. That in addition to the mode now authorized by law, any city or
8 incorporated town or village may, *and on the filing of any petition with the city,*
9 *town or village clerk, as the case may be, praying therefor, signed by a majority*
10 *of the property owners residing on lots or parcels of land touching upon the line*
11 *where any sidewalk or sidewalks hereinafter mentioned is or are to be located,*
12 *shall provide for the construction of sidewalks therein, on, along or upon any*
13 *street or streets or part of street therein and may by such ordinance provide for*
14 *the payment of the whole or any part of the cost thereof by special taxation of*

15 the lot, lots or parcels of land touching upon the line where any such sidewalk
 16 or sidewalks shall be ordered and such special taxation may be either by levying
 17 the whole or any part of the cost thereof upon each of the lots or parcels of
 18 land touching upon the line of such sidewalk, *pro rata* upon each of said lots or
 19 parcels, according to their respective values, the values to be determined by the
 20 last preceding assessment thereof for the purpose of State and county taxation;
 21 or the whole or any part of the cost thereof may be levied upon such lot or par-
 22 cels of land in proportion to their frontage upon such sidewalk or sidewalks, or
 23 in proportion to their superficial area, as may be provided by ordinance order-
 24 ing the laying down of such sidewalk; and in case such ordinance shall only re-
 25 quire the payment of a part of the cost of such sidewalk to be paid by a special
 26 tax as aforesaid then the residue of such cost shall be paid out of any fund
 27 of such city, town or village raised by general taxation upon the property there-
 28 of and not otherwise appropriated. And any such city, town or village may, *and*
 29 *on the petition as above specified in this section shall*, by one and in the same
 30 ordinance provide for the construction of sidewalks hereunder on two or more
 31 streets or parts of streets, or on one or both sides of any street or streets: *Pro-*
 32 *vided*, that such sidewalks ~~is~~ are so connected, or otherwise related, as to consti-
 33 tute but a single system of improvement.

34 *Whenever any system of sidewalks shall have been constructed in part and*
 35 *a space, or spaces, remain upon the line of sidewalks where a sidewalk has not*
 36 *been constructed, such city, town or village may, and upon the petition of the*
 37 *owners of a majority of the property, residing thereon, along the street or line*
 38 *of such sidewalk within one thousand (1,000) feet in either direction from the un-*
 39 *improved portion, shall provide for the construction or completion of such side-*
 40 *walk on, along or upon such line. The cost of such improvement shall be paid*
 41 *by the owner, or owners, of the lots or parcels of land fronting thereon, pro-*
 42 *vided, that the city, town or village in which such lots or parcels are situated*
 43 *may be required by the ordinance passed for the improvement to assume a part*
 44 *or the whole of such cost.*

- 1 Introduced by Mr. Donahue, March 15, 1917.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

A BILL

For an Act to revise the law creating a firemen's pension fund in cities, villages and incorporated towns with a population of not less than five thousand and not more than two hundred thousand inhabitants.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That in all cities, villages and incorpo-
3 rated towns whose population exceeds five thousand and not more than two hun-
4 dred thousand inhabitants, having a paid fire department, the city council or the
5 board of trustees, as the case may be, shall levy a tax beginning with the year
6 1917, of one mill on the dollar on all the taxable property of such city, village
7 or incorporated town. Such tax to be levied and collected in like manner with
8 general taxes of such city, village or incorporated town, which said tax shall be
9 in addition to all other taxes which such city, village or incorporated town is
10 now or may hereafter be authorized to levy upon the aggregate valuation of
11 all property within such city, village or incorporated town and the county clerk
12 in reducing tax levies under the provisions of section two of an Act entitled:
13 "An Act to amend section 2 of an Act entitled: 'An Act concerning the levy and
14 extension of taxes,' " approved May 9, 1901, in force July 1, 1901, as amended

15 by an Act approved March 29, 1905, in force July 1, 1905, as amended by the
16 Act approved June 14, 1909, in force July 1, 1909, as subsequently amended shall
17 not consider the tax herein authorized as a part of the general taxes levied for
18 such city, village or incorporated town purposes and shall not include the same
19 in the limitation of three per cent of the assessed valuation upon which taxes
20 are authorized to be levied. All moneys derived from the taxes so levied and
21 one per centum of all revenues collected by such cities, villages and incorpo-
22 rated towns, authorizing persons or corporations to engage in any business,
23 occupation or profession, excepting that of public utilities, also all fines imposed
24 for the violation of fire ordinances, the enforcement or collection of which may
25 be charged to, and be under the supervision of the chief officer or subordinate
26 officers of such fire department in any such city, village or incorporated town,
27 shall be set apart by the treasurer of such cities, villages or incorporated towns,
28 to whom the same shall be paid, as a fund for the pensioning of disabled and
29 superannuated firemen in such cities, villages and incorporated towns: *Pro-*
30 *vided*, that the word or term "fireman" or "firemen" as used in this Act, shall
31 include all persons, who at the time this Act becomes effective are entitled to the
32 benefits of an Act entitled, "An Act to create a board of trustees of the firemen's
33 pension fund; to provide and distribute such fund for the pensioning of disabled
34 firemen and the widows and minor children of deceased firemen; to authorize the
35 retirement from service and pensioning of members of the fire department; and
36 for the purposes connected therewith, in cities, villages and incorporated towns
37 whose population exceeds fifty thousand (50,000) inhabitants, having a paid fire
38 department," approved May 13, 1887, and in force July 1, 1887, as subsequently
39 amended, and in cities which have adopted an Act entitled, "An Act to regulate
40 the civil service of cities," approved and in force March 20, 1895, all persons who
41 have been or shall be hereafter appointed to any position which is classified by
42 the civil service commission of such city, in the fire service of such city, and in
43 cities, villages and incorporated towns, which have not adopted said civil service
44 Act and all persons appointed to any position in the fire department, with the

45 limitations contained in this Act, shall also be included and entitled to the ben-
46 efits of this Act.

Sec. 2. The treasurer, clerk, marshal or chief officer of the fire department
2 and the comptroller of such city, village or incorporated town and three other
3 persons who shall be chosen from the active firemen of such city, village or in-
4 corporated town and one other person who shall be chosen from the firemen
5 who have been duly retired under this Act shall constitute and be a board by
6 the name of the "Board of Trustees of the Firemen's Pension Fund." The
7 members of this board to be chosen from the active firemen shall be elected by
8 ballot at a biannual election, at which election all active firemen of said city,
9 village or incorporated town, shall be entitled to vote: *Provided*, that in any
10 city, village or incorporated town where there is no comptroller appointed or
11 elected, that the mayor of such city, village or incorporated town shall be a mem-
12 ber of such board and the members of said board to be chosen from among the
13 firemen who have been duly retired or pensioned, as aforesaid, shall be elected
14 by ballot at a biannual election, at which last mentioned election all retired fire-
15 men shall be entitled to vote.

16 The election or elections in this section provided for shall be held biannually
17 on the third Monday in April under the Australian ballot system, at such place
18 or places, in such city, village or incorporated town, under such regulations as
19 shall be prescribed by the members of this board: *Provided, however*, that no
20 person entitled to vote under the provisions of this section shall cast more than
21 one vote at any such election. In the event of the failure, resignation, or inabil-
22 ity to act of any member of said board elected under the provisions of this sec-
23 tion, the successor to such members shall be elected at a special election which
24 shall be called by said board and shall be conducted in the same manner as the
25 biannual election hereunder. The said board shall elect from their number a
26 president and secretary, *provided*, that in villages or incorporated towns, the
27 board of trustees of the firemen's pension fund shall consist of the president of

28 the board of trustees, the town clerk, the town or village attorney, the chief officer
29 of the fire department and three other persons who shall be chosen biannually
30 from among the active firemen. The three members of said board to be chosen
31 from the active firemen of said village or incorporated town and the member of
32 said board to be chosen from the retired firemen shall be elected in the manner
33 provided for in this section for the election of such member in cities.

Sec. 3. The said board shall have exclusive control and management of the
2 fund mentioned in the first section of this Act, and of all money donated, paid,
3 assessed or provided by law for the relief or pensioning of disabled, superannu-
4 ated and retired firemen, their widows, minor children and dependent parents,
5 and shall assess each fireman, not to exceed one (1) per centum of the salary of
6 such fireman, to be deducted and withheld from the monthly pay of each fireman
7 so assessed, the same together with all interest accrued or accruing thereon, to
8 be placed by the treasurer of such city, village or incorporated town, who shall
9 be *ex officio* treasurer of such board, to the credit of such fund, subject to the
10 order of such board. The said board shall make all needful rules and regulations
11 for its government in the discharge of its duties, and shall hear and decide all
12 applications for relief or pensions under this Act, and its decisions on such
13 applications shall be final and conclusive, and not subject to review or reversal
14 except by the board. The board shall have the power to provide for the payment
15 from said fund of all moneys which may be necessary for the expenses of the
16 board. The board shall cause to be kept a record of all its meetings and pro-
17 ceedings.

Sec. 4. All rewards in moneys, fees, gifts and emoluments that may be paid
2 or given for or on account of extraordinary services by the fire department, or
3 any member thereof (except when allowed to be retained by competitive award),
4 and all moneys raised under section 1 of this Act, shall be paid into said pension
5 fund. The said board of trustees may take by gift, grant, devise or bequest, any
6 money, real estate, personal property or other valuable thing; and such money,

7 real estate, personal property, right of property or other valuable thing so
8 obtained, and also all fines and penalties imposed upon firemen, shall be paid into
9 the pension fund, and all moneys raised under section one of this Act, shall in
10 like manner be paid into said pension fund, and treated as part thereof for the
11 uses of such pension fund. The board of trustees created under this Act shall
12 have power to take and may sell or dispose of in any manner that the said board,
13 in its judgment, deems proper, any or all assets of any kind which are in its
14 possession or under the control of the board of trustees of the firemen's pension
15 fund, existing at the time of the passage of this Act and all moneys and funds
16 realized from the sale of such assets together with all other money or funds
17 received or taken over shall become a part of the fund herein created for the
18 purposes of payment of pensions, under the provisions of this Act: *Provided*,
19 when twenty-five thousand dollars (\$25,000) shall be received and accumulated in
20 cities, villages and incorporated towns having a population of twenty-five thou-
21 sand inhabitants or over and less than one hundred thousand inhabitants; and
22 when fifteen thousand dollars (\$15,000) shall be received and accumulated in
23 cities, villages and incorporated towns having a population exceeding five thou-
24 sand (5,000) inhabitants and less than twenty-five thousand (25,000) inhabitants,
25 such sums respectively, shall, in each case be retained as a permanent fund, and
26 any excess thereof, in each such case, shall be available for the uses and pur-
27 poses of such pension fund.

Sec. 5. If any fireman of any city, village or incorporated town of more
2 than five thousand inhabitants and less than two hundred thousand inhabitants,
3 while in the performance of his duty, become and be found, upon examination by
4 a medical officer, ordered by said board of trustees to be physically or mentally
5 permanently disabled, by reason of service in such fire department, so as to ren-
6 der necessary his retirement from service in said fire department, said board of
7 trustees shall retire such disabled member from services in such fire depart-
8 ment: *Provided*, no such retirement on account of such disability shall occur
9 unless said member has contracted said disability while in the service of such

10 fire department. If any fireman of any city, village or incorporated town of
 11 one hundred thousand inhabitants or over shall become and be so physically or
 12 mentally disabled, from any cause, as to render necessary his retirement said
 13 board of trustees shall retire such disabled member. When any fireman is retired
 14 as in this section provided, the said board of trustees shall order the payment to
 15 such disabled fireman, monthly from said pension fund, a sum equal to one-half
 16 of the monthly compensation paid to such fireman as salary, at the date of such
 17 retirement. If, however, after placing a fireman on the pension roll, satisfac-
 18 tory proof is made to the pension board, that such retired fireman has recovered
 19 from such physical or mental disability, the board shall order that his pension
 20 cease and the fireman shall report back to the marshal or the chief of the fire
 21 department of such city, village or incorporated town, who shall thereupon order
 22 the reinstatement in active service, in the same rank or grade which such fire-
 23 man held at the time of his retirement.

Sec. 6. Any member of the fire department who shall, while in the service
 2 of such fire department, in any city, village or incorporated town of more than
 3 five thousand inhabitants and less than one hundred thousand inhabitants, be
 4 killed or die as the result of injuries received, while in such service or of any
 5 disease contracted by reason of such occupation; or if any member of such fire
 6 department shall, while in such service, die from any cause while in said service
 7 after a service of twenty years or during retirement after twenty years' service,
 8 as hereinafter provided; or if any fireman of any city, village or incorporated
 9 town of one hundred thousand inhabitants or over, shall die from any cause
 10 while in the fire service, or during retirement after twenty years' service as
 11 hereinafter provided, and any such fireman shall leave a widow, minor natural
 12 child or children under sixteen years of age, or dependent father or mother sur-
 13 viving, said board of trustees shall direct payment from such pension fund of
 14 the following sums monthly, to-wit: To such widow while unmarried forty-five
 15 dollars (\$45.00), to the guardian of any such child or children eight dollars
 16 (\$8.00) for each of said children until it or they reach the age of sixteen years

17 of age: *Provided, however,* that no pension shall be allowed to the widow of
18 such deceased fireman, or to the children of such widow who has married such
19 fireman subsequent to the date of his retirement with the pension under the pro-
20 vision of this Act and subsequent to the date when this Act shall become effective.

21 Where the wife of such deceased fireman shall have died prior or subse-
22 quent to the death of such fireman, leaving a minor child or children begotten by
23 such fireman, the board shall pay to the duly appointed guardian of such child
24 or children, for their support and maintenance until it or they shall reach the
25 age of sixteen years the sum of fifteen dollars (\$15.00) per month to each. If
26 the deceased fireman shall leave no widow, or natural child or children surviving
27 him, but shall leave a dependent natural father or mother, then said board of
28 trustees shall direct the payment from said pension fund to such dependent
29 father or mother, the sum of twenty-five dollars (\$25.00) each monthly: *Pro-*
30 *vided,* that it shall be proved that the deceased fireman at the time of his death
31 was the sole and only support of such parent or parents. If at any time there
32 shall not be sufficient money in such pension fund available to pay each person
33 entitled to the benefits thereof, the full amount per month, as herein provided
34 then and in that event, an equal percentage of such monthly payments shall be
35 paid to each beneficiary thereof until the said fund shall be replenished to war-
36 rant the payment in full to each of the beneficiaries: *Provided, however,* that
37 there shall not be paid to any family or dependents of such deceased member.
38 a total pension exceeding one-half of the amount of the annual salary of such
39 deceased fireman at the time of his decease; or if a retired member, a sum not
40 exceeding one-half of the amount of the annual salary of such retired member
41 at the date of his retirement. If at any time there shall not be sufficient money
42 in such pension fund to pay the persons entitled to the benefits thereof the full
43 amount provided in this Act, then and in that event, an equal percentage of
44 such monthly payments shall be made to each beneficiary thereof until said fund
45 shall be replenished to warrant payment in full to each beneficiary thereof.

Sec. 7. Any fireman of any such city, village or incorporated town, after
 2 having served twenty years or more as a fireman, of which the last two years
 3 shall be continuous, may make application to be retired from active service, or if,
 4 after having served twenty years, as aforesaid, he shall be discharged from such
 5 fire service, the said board of trustees shall order and direct that such fireman
 6 shall be paid a monthly pension equal to one-half the amount of salary attached
 7 to the rank which he may have held in such fire service at the date of his retire-
 8 ment or discharge; and the said board upon the recommendation of the fire
 9 marshal or the chief officer of the fire department, shall have the power to assign
 10 such fireman so retired to the performance of light duties in such fire service in
 11 case of extraordinary emergencies. After the decease of such fireman, his widow,
 12 minor natural child or children, under sixteen years of age, his dependent nat-
 13 ural parent or parents, if any surviving him, shall be entitled to the pension
 14 provided for in this Act, but nothing in this or any other section of this Act shall
 15 warrant the payment of any annuity to any widow of a deceased fireman after
 16 she shall have remarried.

Sec. 8. The widow, orphans and dependent parents of deceased fireman, and
 2 all retired firemen who are now entitled to pension or annuity under the pro-
 3 visions of an Act entitled, "An Act to create a board of trustees of the firemen's
 4 pension fund; to provide and distribute such fund for the pensioning of dis-
 5 abled firemen and the widows and minor children of deceased firemen; to author-
 6 ize the retirement from service and pensioning of members of the fire department,
 7 and for other purposes connected therewith, in cities, villages or incorporated
 8 towns, whose population exceeds fifty thousand (50,000) inhabitants, having a
 9 paid fire department," approved May 13, 1887, in force July 1, 1887, as subse-
 10 quently amended, shall be entitled to the benefits, pensions and annuities pro-
 11 vided for by this Act: *Provided*, such persons shall thereupon cease to receive
 12 pensions, relief or benefits under said Act approved May 13, 1887, in force July
 13 1, 1887, as subsequently amended.

Sec. 9. The treasurer of the board shall be the custodian of said pension fund and shall secure and safely keep the same, subject to the control and direction of the board; and shall keep his books and accounts concerning said fund in such a manner as may be prescribed by the board; and the said books and accounts shall always be subject to the inspection of the board or any member thereof. The treasurer shall, within ten days after his election or appointment, execute a bond to the city, village or incorporated town, with good and sufficient securities, in such penal sum as the board shall direct, to be approved by the board, conditioned for the faithful performance of the duties of his office, and that he will safely keep and well and truly account for all moneys and property which may come into his hands as such treasurer; and that on the expiration of his term of office he will surrender and deliver over to his successor all unexpended moneys and all property which may have come to his hands as treasurer of such fund. Such bond shall be filed in the office of the clerk of such city, village or incorporated town, and in case of a breach of the same, or the conditions thereof, suit may be brought on the same in the name of such city, village or incorporated town for the use of said board, or of any person or persons injured by such breach.

Sec. 10. It shall be the duty of the mayor or the president of the board of trustees and clerk, or the comptroller, if there be one, and the officer or officers of such city, village or incorporated town who are or may be authorized by law to draw warrants upon the treasurer of such city, village or incorporated town, upon request made in writing by said board, to draw warrants upon the treasurer of such city, village or incorporated town, payable to the treasurer of said board for all funds in the hands of the treasurer of such city, village or incorporated town belonging to said pension fund.

Sec. 11. All moneys ordered to be paid from said pension fund to any person or persons shall be paid by the treasurer of said board only upon warrants

3 signed by the president of the board and countersigned by the secretary thereof;
4 and no warrant shall be drawn except by order of the board duly entered in
5 the records of the proceedings of the board. In case the said pension fund or
6 any part thereof shall, by order of said board or otherwise, be deposited in any
7 bank, or loaned, all interest or money which may be paid or agreed to be paid on
8 account of any such loan or deposit, shall belong to and constitute a part of said
9 fund: *Provided*, that nothing herein contained shall be construed as authorizing
10 said treasurer to loan or deposit said fund or any part thereof, unless so author-
11 ized by the board.

Sec. 12. The board of trustees shall make report to the council of said city,
2 village or incorporated town, of the condition of said pension fund and the
3 amount of taxes necessary to be levied to carry out the provisions of this Act for
4 the following fiscal year, on the first Monday of November in each and every year.

Sec. 13. No portion of said pension fund shall, either before or after its
2 order of distribution by said board, to any retired fireman, or to the widow or
3 guardian of any minor child or children, or to the dependent parent or parents
4 of a deceased fireman, be held, seized, taken, subject to, or detained or levied on
5 by virtue of any attachment, execution, injunction, writ, interlocutory or other
6 order or decree, or any process or proceeding whatever issued out of or by any
7 court of this State for the payment or satisfaction in whole or in part of any
8 debt, damages, claim, demand or judgment against any such fireman, or the
9 widow or the guardian of any minor child or children or dependent parent or
10 parents, of any deceased fireman; but the said fund shall be sacredly held, kept,
11 secured and distributed for the purposes of pensioning the persons named in this
12 Act and for no other purpose whatever.

Sec. 14. An Act entitled, "An Act to revise the law creating a firemen's
2 pension fund in cities, villages and incorporated towns whose population exceeds
3 five thousand inhabitants," approved June 29, 1915, in force July 1, 1915, is
4 hereby repealed.

- 1 Introduced by Mr. Scanlan, March 15, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to authorize the organization of public health districts and for the establishment and maintenance of a health department for the same.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* Any town, or two or more adjacent towns
3 in counties under township organization, or any road district, or two or more
4 road districts in counties not under township organization, or any town or towns
5 in a county under township organization and an adjacent road district or road
6 districts in a county not under township organization, may be organized into
7 a public health district.

Sec. 2. Upon a petition containing the signatures of legal voters in number
2 not less than five per cent of the total vote cast in any town or road district, and
3 filed with the town or road district clerk at least thirty days before the regular
4 town or road district election, the proposition of erecting such town or road dis-
5 trict into a public health district shall be submitted to a vote of the people at the
6 next regular town or road district election in the manner provided by this Act.

Sec. 3. Upon a petition requesting that two or more adjacent towns or road districts be erected into a health district and containing the signatures of legal voters in number not less than five per cent of the total vote cast in each of two or more adjacent towns or road districts, and filed with the county clerk at least thirty days before the regular town or road district election, the proposition of erecting such towns or road districts, or town and road district, into a public health district shall be submitted to a vote of the people of such towns or road districts at the next regular town or road district election in the manner provided by this Act.

Where the towns or road districts desiring to be erected into a health district are in two or more counties, the petition shall be filed with the county clerk of the county in which the greater population of the proposed health district is located.

Sec. 4. Upon the filing of such petition with the town or road district clerk, the town or road district clerk shall, when giving notice of the holding of the next regular town or district election, also give notice that a vote will be taken at the regular town or district election for or against the proposition of the erection of the town or road district into a public health district.

Sec. 5. Upon the filing of such petition with the county clerk, such county clerk shall, at least twenty days prior to the regular town or district election, certify to the town or district clerk of each town or road district, petitions for which are on file in his office requesting that such towns or road districts be erected into a public health district, that the proposition of erecting such towns or road districts (naming them) will be submitted to a vote of the people of the towns or road districts at the regular town or road district election. The town or district clerk shall, when giving notice of the holding of the next regular town or district election, also give notice that a vote will be taken at the town or district election for or against the erection of the towns or road districts (naming them) into a public health district.

Sec. 6. The proposition shall be voted upon in the same manner as a constitutional amendment or other public measure.

When the proposition to be voted upon is to erect a town or road district into a public health district, the proposition may be substantially in the following form:

Shall this (town or road district) be erected into a public health district?	YES	
	NO	

When the proposition to be voted upon is to erect two or more adjacent towns or road districts into a public health district, the proposition may be substantially in the following form:

Shall this (town or road district) unite with the (town or road district) of to form a public health district?	YES	
	NO	

Sec. 7. When the proposition voted upon is to erect a single town or road district into a public health district, such proposition shall be carried if a majority of those voting upon the proposition shall vote "yes."

When the proposition voted upon is to erect two or more adjacent towns or road districts into a health district, such proposition shall be carried if the majority of those voting upon the proposition in each town or road district shall vote "yes."

Sec. 8. When the proposition is submitted to the voters of a single town or road district, the ballots shall be counted, the returns canvassed and the result declared as in the case of a regular town or district election.

Sec. 9. When the proposition is submitted to the voters of two or more adjacent towns or road districts, the ballots shall be counted and the returns made to the county clerk of the county wherein the petition was filed as in the case of returns to the county clerk at a general election. The returns shall be opened

5 and canvassed by the county clerk, with the assistance of two justices of the
6 peace of the county, and the result declared.

Sec. 10. The town or district clerk, or the county clerk, as the case may be,
2 shall record the result of the vote upon the proposition and such result may be
3 proved in all courts and in all proceedings by such record or by a certified copy
4 thereof.

Sec. 11. In counties not under township organization the county commis-
2 sioners shall be the board of health for each public health district in the county.

3 Where a public health district, in counties under township organization, con-
4 sists of a single town, the supervisor, assessor and town clerk of such town shall
5 be the board of health for such public health district.

6 Where a public health district consists of two or more adjacent towns, the
7 supervisors of such towns, together with the chairman of the county board, shall
8 be the board of health for such public health district.

9 Where a public health district consists of a town or towns in a county under
10 township organization united with a road district or road districts in a county
11 not under township organization, the supervisor or supervisors of the town or
12 towns, together with the road district clerk or road district clerks, shall be the
13 board of health for such public health district.

14 A majority of the board shall constitute a quorum for the transaction of
15 business.

Sec. 12. The board of health shall meet in some convenient place in the
2 public health district within two weeks after the declaration of the result of the
3 election, and shall elect from their own number a chairman and a secretary,
4 and, either from their own number or otherwise, a treasurer.

Sec. 13. The board of health shall, at its first meeting, select a suitable name
2 for the public health district and file the same with the county clerk, or county
3 clerks, of the county or counties in which the district is located, and thenceforth

4 the public health district shall be a body corporate and shall be known by that
5 name. Upon the filing of such name with the county clerk, or county clerks, the
6 public health district shall be deemed to be completely organized.

Sec. 14. All courts shall take judicial notice of all public health districts
2 organized under this Act.

Sec. 15. Each board of health shall have power and it shall be its duty:

- 2 1. To hold an annual meeting on the second Tuesday in April of each year,
3 at which meeting officers shall be elected for the ensuing year;
- 4 2. To hold meetings quarterly on the second Tuesday of January, April,
5 July and October;
- 6 3. To hold special meetings upon a written request signed by two members
7 and filed with the secretary;
- 8 4. To levy, annually, in addition to all other taxes which are now or here-
9 after may be authorized to be levied on the aggregate valuation of all property
10 within the public health district, a special "public health tax," not to exceed four
11 mills on the dollar on all taxable property embraced within such public health
12 district, according to the valuation of the same as made for the purpose of State
13 and county taxation, to form, when collected, a fund to be known as the "public
14 health fund;"
- 15 5. To appoint a public health officer from a list of eligibles supplied by the
16 State Department of Public Health;
- 17 6. To appoint, upon the advice and approval of the public health officer,
18 such nurses, chemists, experts, clerks and assistants as the public health officer
19 may deem necessary;
- 20 7. To fix the compensation of the public health officer, which shall in no
21 case be less than one thousand five hundred dollars;
- 22 8. To provide, equip and maintain suitable offices, facilities and appliances
23 for the health officer and his assistants;

- 24 9. To establish, equip and maintain an analytical, biological and research
25 laboratory;
- 26 10. To pay, from the "public health fund" the salary of the public health
27 officer and the salaries of all appointees and employees and the expense of main-
28 tenance of the public health department, including therein the expense of admin-
29 istering the sanitation and health laws and ordinances;
- 30 11. To acquire and hold, in the name of the public health district, real estate
31 and personal property;
- 32 12. To receive contributions of money or property;
- 33 13. To publish, annually, on or soon after the second Tuesday in April, in
34 pamphlet form, for free distribution, an annual report showing the condition of
35 their trust on the first day of April of that year, the sums of money received
36 from taxation and from other sources, giving the name of the donor, how all
37 moneys have been expended and for what purpose, and such other statistics and
38 information in regard to the work of the health department as they may deem
39 of general interest.

Sec. 16. It shall be the duty of the State Department of Public Health to
2 prepare, by open, competitive examination, of which notice shall be given in the
3 "official newspaper," selected by the department of public works and buildings,
4 for at least three weeks prior to the holding of such examination, a list of eligi-
5 bles for appointment as public health officers.

Sec. 17. The public health officer shall have power, and it shall be his duty:

2 1. To be the executive officer of the board of health;

3 2. To enforce and observe the rules, regulations and orders of the State
4 Department of Public Health and all State laws pertaining to the preservation of
5 the health of the people within the public health district;

6 3. To exercise the rights, powers and duties of all township boards of
7 health and county boards of health within the public health district;

8 4. To execute and enforce, within the public health district, all city, village
9 and incorporated town ordinances relating to nuisances, public health and sani-
10 tation;

11 5. To investigate the existence of any contagious or infectious disease with-
12 in the public health district and to adopt measures, with the approval of the
13 State Department of Public Health, to arrest the progress of the same;

14 6. To make all necessary sanitary and health investigations and inspections
15 within the public health district;

16 7. To institute and carry out, with the consent of the governing board or
17 authority of any school, public or private, a system of medical inspection of
18 school children, and to establish a free dental clinic for the benefit of the school
19 children of the district;

20 8. To give professional advice and information to all city, village, incor-
21 porated town and school authorities within the public health district in all matters
22 pertaining to sanitation and public health;

23 9. To devote his entire time to his official duties.

Sec. 18. In all public health districts all ordinances of cities, villages and
2 incorporated towns lying within such public health district, relating to nuisances
3 sanitation, and public health, shall be administered by the public health officer
4 appointed pursuant to this Act, and not otherwise.

Sec. 19. Each board of health, organized under this Act, shall be empow-
2 ered to issue warrants in anticipation of taxes to the same extent, in the same man-
3 ner and with like limitations and restrictions as county, city, village and incor-
4 porated town authorities.

Sec. 20. Each board of health shall, annually, on or before the first day of
2 August of each year, transmit to the county clerk in which such public health dis-
3 trict is located, or if the public health district is located in more than one county,
4 then to the county clerk of each county in which a part thereof is located, a cer-
5 tificate signed by the chairman and treasurer, setting forth the rate or percentage

6 of such taxes by them levied for the purposes herein provided and it shall be,
7 and is hereby made the duty of the county clerk to whom such certificate shall
8 be transmitted, to set down in the general tax warrant of the year for the col-
9 lection of the State and county taxes, in a separate column to be styled a "pub-
10 lic health tax," a tax in amount equal to the sum resulting from the rate or per-
11 centage so certified by such board of health upon the real and personal property
12 within such health district, or such part thereof as may be located in his county,
13 according to the valuation of the same as made for the purpose of State and
14 county taxation; and shall set down in each column the amount of tax charge-
15 able to the several persons, corporations, lots or parcels of land, liable for taxes
16 in such public health district according to such rate or percentage, and the col-
17 lector shall proceed to collect the same in such manner as is now, or may here-
18 after be provided by law for the collection of State and county taxes; and the
19 provisions of law in respect to collection of State and county taxes, and pro-
20 ceedings to enforce the same, which are now enforced, or which may be hereafter
21 enacted, so far as applicable, shall apply to such taxes; and as fast as such tax
22 shall be collected by the collector or other officer receiving the same, it shall be
23 paid over to such board of health, on the joint order of the chairman and treas-
24 urer of the board of health and shall be receipted for by such treasurer. The
25 funds shall be used only for the purposes herein prescribed and shall be disbursed
26 by the treasurer on the joint order of the chairman and secretary. A failure by
27 the board of health to file the certificate with the county clerk in the required time
28 shall not vitiate the assessment.

- 1 Introduced by Mr. T. D. Murphy, March 15, 1917.
- 2 Read by title, ordered printed and referred to Committee on Public Utilities and
Transportation.

A BILL

For an Act to amend section 39 of an Act entitled, "An Act to provide for the regulation of public utilities," approved June 30, 1913, in force January 1, 1914, as amended by Act approved June 29, 1915, in force July 1, 1915.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section 39 of an Act entitled, "An
3 Act to provide for the regulation of public utilities," approved June 30, 1913, in
4 force January 1, 1914, as amended by Act approved June 29, 1915, in force July
5 1, 1915, be and the same is hereby amended so as to read as follows:

6 Sec. 39. No public utility, or any officer or agent thereof, or any person
7 acting for or employed by it, shall, directly or indirectly, by any device or means
8 whatsoever, suffer or permit any corporation or person to obtain any service,
9 commodity or product at less than the rate or other charge then established and
10 in force as shown by the schedules filed and in effect at the time. No person or
11 corporation shall, directly or indirectly, by any device or means whatsoever,
12 whether with or without the consent or connivance of a public utility or any of its

13 officers or employees, seek to obtain or obtain any service, commodity or product
14 at less than the rate or other charge then established and in force therefor: *Pro-*
15 *vided, however,* that nothing in this Act contained shall be construed to prevent
16 any railroad or transportation company from selling or granting transportation
17 or transportation privileges to the owner or owners of any newspaper or maga-
18 zine of general circulation in payment of or in exchange for advertising space
19 in such newspaper or magazine, at the full value thereof: *And, provided, fur-*
20 *ther,* that nothing in this Act contained shall be construed to prevent the issuance
21 of free or reduced transportation by any street railroad corporation to mail car-
22 riers, policemen and members of fire departments, *or by any railroad or inter-*
23 *urban railroad company to the elective officers of the State government, mem-*
24 *bers of the General Assembly, members of the State Board of Equalization, and*
25 *judges of courts of record in this State.*

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- 1 Introduced by Mr. Meents, March 15, 1917.
2 Read by title, ordered printed and referred to Committee on Judiciary.
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A BILL

For an Act to amend sections 2, 5, and 19 of an Act entitled, "An Act defining motor vehicles and providing for the registration of the same and of motor bicycles, and uniform rules regulating the use and speed thereof; prohibiting the use of motor vehicles without the consent of the owner and the offer or acceptance of any bonus or discount or other consideration for the purchase of supplies or parts for any such motor vehicle or for work or repairs done thereon by others, and defining chauffeurs and providing for the examination and licensing thereof, and to repeal certain Acts therein named" (approved June 10, 1911, in force July 1, 1911, and all amendments thereto in force January 1, 1916).

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That sections 2, 5 and 19 of an Act enti-
3 tled, "An Act defining motor vehicles and providing for the registration of the
4 same and of motor bicycles, and uniform rules regulating the use and speed
5 thereof; prohibiting the use of motor vehicles without the consent of the owner
6 and the offer or acceptance of any bonus or discount or other consideration for
7 the purchase of supplies or parts for any such motor vehicles or for work or

8 repairs done thereon by others, and defining chauffeurs and providing for the
 9 examination and licensing thereof, and to repeal certain Acts therein named.”
 10 Approved June 10, 1911; in force July 1, 1911, and all amendments thereto in
 11 force January 1, 1916, be and the same are hereby amended to read as follows:

Sec. 2. REGISTRATION BY OWNERS OF MOTOR VEHICLES AND MOTOR BICYCLES—

2 CERTIFICATE OF REGISTRATION.] Every owner of a motor vehicle or motor bicycle
 3 which shall be driven in this State, shall, except as otherwise pro-
 3½ vided in this Act, within ten days after he becomes the owner of
 4 such motor vehicle or motor bicycle, file in the office of the Secretary of State
 5 an application for a certificate of registration properly sworn to, setting forth
 6 his name and address, with a brief description of the vehicle, or bicycle, to be
 7 registered, including the name of the maker, factory number, style of vehicle
 8 or bicycle and the motor power, and (except in the case of electrically propelled
 9 vehicles) the amount of such motor power stated in figures of horse power on a
 10 blank to be prepared and furnished by such Secretary of State for that purpose,
 11 and shall pay to said Secretary of State *for each of the calendar years 1917,*
 12 *1918 and 1919, a registration fee for motor bicycles and motor vehicles, so regis-*
 13 *tered, at the following rates: For the calendar year beginning January 1, 1917,*
 14 *for each motor bicycle the sum of \$2.00 per annum; for each motor vehicle of*
 15 *10 horse power and less, the sum of \$3.00 per annum; for each motor vehicle of*
 16 *25 horse power and more than 10 horse power, the sum of \$4.00 per annum; for*
 17 *each motor vehicle of 35 horse power and more than 25 horse power, the sum of*
 18 *\$6.00 per annum; for each motor vehicle of 50 horse power and more than 35*
 19 *horse power, the sum of \$8.00 per annum; for each motor vehicle of more than*
 20 *50 horse power the sum of \$10.00 per annum; for each and every electrically pro-*
 21 *pelled motor vehicle up to and including two tons capacity, the sum of \$5.00 per*
 22 *annum; and for each and every electrically propelled motor vehicle over two*
 23 *tons capacity, the sum of \$10.00 per annum. For the calendar years beginning*
 24 *January 1, 1918, and ending December 31, 1919, for each motor bicycle, the sum*
 25 *of \$3.00 per annum; for each motor vehicle of 10 horse power and less, the sum of*

26 \$4.50 per annum; for each motor vehicle of 25 horse power and more than 10
27 horse power, the sum of \$6.00 per annum; for each motor vehicle of 35 horse
28 power and more than 25 horse power, the sum of \$9.00 per annum; for each
29 motor vehicle of 50 horse power and more than 35 horse power, the sum of \$16.00
30 per annum; for each motor vehicle of more than 50 horse power, the sum of
31 \$20.00 per annum; for each and every electrically propelled motor vehicle up
32 to and including two tons capacity, the sum of \$10.00 per annum; and for each
33 and every electrically propelled motor vehicle over two tons capacity, the sum
34 of \$20.00 per annum. And shall pay to said Secretary of State for each calendar
35 year from and after January 1, 1920, a registration fee for motor bicycles and
36 motor vehicles so registered at the following rates: For each motor bicycle, the
37 sum of \$4.00 per annum; for each motor vehicle of 10 horse power and less, the
38 sum of \$6.00 per annum; for each motor vehicle of 25 horse power and more
29 than 10 horse power, the sum of \$8.00 per annum; for each motor vehicle of 35
40 horse power and more than 25 horse power, the sum of \$12.00 per annum; for
41 each motor vehicle of 50 horse power and more than 35 horse power, the sum of
42 \$20.00 per annum; for each motor vehicle of more than 50 horse power, the sum
43 of \$25.00 per annum; for each and every electrically propelled motor vehicle up
44 to and including two tons capacity, the sum of \$12.00 per annum; and for each
45 and every electrically propelled motor vehicle over two tons capacity, the sum
46 of \$25.00 per annum; Provided, the first registration fee for each motor vehicle
47 or motor bicycle shall be reduced 25 per cent if payable during the second quar-
48 ter, 50 per cent if payable during the third quarter, and 75 per cent if payable
49 during the fourth quarter of the calendar year, and that no certificate for
50 re-registration shall issue for less sum than the fee required for a calendar
51 year. Said registration shall be made on the date the application is received
52 and filed by the Secretary of State and expire with the last day of the calendar
53 year in which such registration is made. Upon the filing in the office of the Sec-
54 retary of State of said application and the payment of the registration fee, as
55 hereinbefore provided, the Secretary of State or his duly authorized agent, shall,

56 without further fee, assign to such motor vehicle, or motor bicycle, as described
57 in such application, a distinctive number, and shall issue to the owner of such
58 motor vehicle or motor bicycle, as it is described in the application filed, a certifi-
59 cate of registration, which certificate shall be in the form of a card, which may
60 be carried in the pocket, and which certificate shall contain the descriptive num-
61 ber so assigned to such motor vehicle or motor bicycle, the name and address of
62 the owner, a brief description of such motor vehicle or motor bicycle, stating
62½ the name of the manufacturer, the motor power, and the amount of such motor
63 power stated in figures of horse power or the capacity of such motor vehicle or
64 motor bicycle if electrically propelled. The Secretary of State shall also issue
65 and deliver to the owner of such motor vehicle or motor bicycle a seal of alumi-
66 num or other suitable material which shall be circular in form and not to exceed
67 two inches in diameter, having stamped thereon the words, "Registered motor
68 vehicle or motor bicycle, No....., Illinois Motor Vehicle and Bicycle Law,"
69 with the registration number and the year of issue inserted therein, which seal
70 shall be affixed to the motor vehicle or motor bicycle to which such number has
71 been assigned. Upon filing in the office of the Secretary of State an affidavit to
72 the effect that the original seal, original front or rear motor vehicle number
73 plate or original motor bicycle number plate is lost, stolen or destroyed, a dupli-
74 cate certificate of registration, duplicate seal or duplicate motor bicycle number
75 plate will be furnished at 50 cents each and a duplicate front and rear motor
76 vehicle number plate will be furnished at \$1.00 each. The Secretary of State
77 shall keep an alphabetical list of all owners with the address of each, the regis-
78 tration number, the date of filing of the application and the description of the
79 motor vehicle or motor bicycle; and shall not thereafter assign a number once
80 assigned to a motor vehicle or motor bicycle owned by any other person, if the
81 owner of the motor vehicle or motor bicycle to whom such number was first
82 assigned shall, not less than twenty (20) days prior to the day of expiration of
83 said registration, file an application accompanied by the fees herein specified for
84 the registration or re-registration of a motor vehicle or motor bicycle and

85 request the assignment of said number to a motor vehicle or motor bicycle owned
86 by him. The Secretary of State shall, at the end of each calendar month, except
87 the month of December in each year, print and mail to the clerks and the sheriffs
88 of all the counties, and to the chiefs of police of cities and towns of five thousand
89 population and over, in this State, copies of lists of registrations made in accord-
90 ance herewith showing the number of motor vehicles and the motor bicycles
91 and the names and addresses of the owners thereof.

Sec. 5. REGISTRATION BY MANUFACTURERS AND DEALERS—REGISTRATION.] Every
2 person, firm, association or corporation, manufacturing or dealing in motor
3 vehicles may, instead of registering each motor vehicle so manufactured or dealt
4 in, make a verified application upon a blank to be furnished by the Secretary of
5 State for a general distinctive number for all the motor vehicles owned or con-
6 trolled by such manufacturer or dealer, such application to contain: (a) A brief
7 description of each style or type of motor vehicle manufactured or dealt in by such
8 manufacturer or dealer, including the character of the motor power, the amount
9 of such motor power (except in case of electrically propelled motor vehicles),
10 stated in figures of horse power, and (b) the name, residence, including county
11 and business address, of such manufacturer or dealer. *Every applicant when*
12 *making such an application shall pay to the Secretary of State a registration fee*
13 *at the following rates: For the calendar year beginning January 1, 1917, the*
14 *sum of \$6.00 per annum; for the calendar year beginning January 1, 1918, and*
15 *ending December 31, 1919, the sum of \$10.00 per annum; and for each calendar*
16 *year from and after January 1, 1920, the sum of \$12.00 per annum. Upon the*
17 *payment of such registration fee* such application shall be filed and recorded
18 in the office of the Secretary of State in the manner provided in section 3 of this
19 Act. There shall thereupon be assigned and issued to such manufacturer or
20 dealer a general distinctive number, and without further expense to him there
21 shall be issued and promptly delivered to such manufacturer or dealer at his
22 business address a certificate of registration and registration seal in such form
23 as the Secretary of State shall prescribe, and two number plates with a number

24 corresponding with the number of such certificate of registration and registra-
 25 tion seal. The number plates so issued shall be of distinctly different form than
 26 those provided for in section 3 of this Act, but shall correspond in color and size
 27 of numbers and letters with the number plates for motor vehicles provided for in
 28 said section 3 hereof. Such manufacturer or dealer may obtain as many dupli-
 29 cates of such number plates as may be desired upon payment to the Secretary of
 30 State *for each set of two plates the following sums to-wit: For each such set*
 31 *obtained during the calendar year beginning January 1, 1917, the sum of \$6.00,*
 32 *for each such set obtained during the calendar years beginning January 1, 1918,*
 32½ *and ending December 31, 1919, the sum of \$10.00, and for each such set obtained*
 33 *during any calendar year from and after January 1, 1920, the sum of twelve dol-*
 34 *lars.* Such number plates shall be conspicuously displayed upon the front and
 35 back of every motor vehicle of such manufacturer or dealer when the same is
 36 operated or driven on the public highways. Such registration shall be renewed an-
 37 nually in the same manner and on the payment of the same fee as provided in this
 38 section for original registration, such renewal to take effect on the 1st day of Jan-
 39 uary of each year. The provisions of section 2 relating to first registrations
 40 made in compliance therewith and durations of renewals shall apply to registra-
 41 tion under this section. The names of the licensed manufacturers and dealers
 42 shall be furnished the county clerks, sheriffs and the chiefs of police in the same
 43 manner as provided for in section 2 in respect to owners.

Sec. 19. DISPOSITION OF REGISTRATION FEES.] All moneys received by the
 2 Secretary of State as registration fees and for the examination and licensing of
 3 chauffeurs as provided in this Act shall be deposited in the State treasury and
 4 set apart as a special fund to be known as the "Road Fund," which shall be used
 5 *for the payment of the interest and principal of any debt incurred by the State for*
 6 *the construction of permanent highways, and the surplus, if any, shall be used for*
 7 *the improvement of the highways of the State in accordance with the provisions*
 8 *of article IV of an Act of this State entitled, "An Act to revise the law in rela-*
 9 *tion to roads and bridges," approved June 27, 1913, and the amendments thereto.*



- 1 Introduced by Mr. Young, March 15, 1917.
- 2 Read by title, ordered printed and referred to Committee on Education.

A BILL

For an Act to promote intelligent choice of vocations, vocational education, and profitable employment; for an appropriation therefor; for a penalty for the violation of a certain section thereof; modifying or repealing Acts in conflict therewith; and accepting the provisions and qualifying for the benefits of an Act of the Sixty-fourth Congress "To provide for the promotion of vocational education," etc.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* The Illinois State Board of Vocational
3 Education is hereby created, which shall consist of nine members, to be consti-
4 tuted as follows:
5 The State Superintendent of Public Instruction, the dean of the Illinois
6 College of Agriculture, and the superintendent of the largest city public school
7 system of the State shall be, *ex officio*, members of said board, and six members,
8 three of whom shall be employers of labor, and three of whom shall be skilled
9 industrial, commercial, agricultural or domestic arts employees, shall be ap-
10 pointed by the Governor within thirty days after this Act shall take effect: *Pro-*
11 *vided*, at all times that such appointments shall be so made that at least one mem-
12 ber of said board when duly organized shall be a person who has made a special

study of women's work in the fine arts, industry, or commerce, and who is skilled in household arts and home economics, and that at least one such member shall be a recognized representative of organized labor. The six members so appointed shall hold their respective offices until the next meeting of the General Assembly and until their successors are appointed and qualified. At the next meeting of the General Assembly after this Act shall take effect the Governor, by and with the advice and consent of the Senate, shall appoint as members of said board two persons who shall hold office for two years, two persons who shall hold office for four years, and two persons who shall hold office for six years from the first day of January in the year of their appointment and until their successors are appointed and qualified: *Provided*, that in these and all subsequent appointments made in a like manner as the terms of board members expire, the same qualifications and balance as between employers and employees shall be maintained as herein provided for the original board.

All members of the board shall receive their personal and traveling expenses during actual service; the three members, *ex officio*, shall suffer no loss of compensation from their regular public service; and the appointive members shall receive a per diem of ten dollars during such actual service. They shall be furnished with an office and an adequate office equipment by the State, and shall have power to appoint and fix the salary of a secretary and other necessary assistants who shall perform such duties as the board assigns.

Sec. 2. Subject to the provisions of this Act, it shall be the duty of the Illinois State Board of Vocational Education, and they shall have power:

(1) To investigate the process by which young persons at the close of their regular day school attendance are finding their way into their various life occupations with due regard for (a) customary manner of choosing, (b) prevailing practices as to preparation, and (c) existing facilities for securing profitable employment in their varied vocations; to encourage and assist local investigations of this process on the part of the General Advisory Councils as hereinafter provided; to formulate all codes and regulations controlling State aid to local pro-

visions for vocational education with due regard to the demonstrated local needs of the communities affected thereby:

(2) To publish codes and regulations under which they shall authorize and control all State aid given under this Act; and to issue such official circulars as from time to time may be deemed needful to interpret and bring about a successful application of the Act in all communities undertaking to profit by its provisions.

(3) To certificate, employ, and fix the salaries of such number of duly qualified traveling inspectors, special organizers, demonstrators or instructors not to exceed fifty as they may deem necessary to facilitate the efficient establishment of this Act in such localities as may express a desire for aid of this character through their local public school authority: *Provided*, that in organizing provisions for such special service, said provisions shall have regard primarily to the improvement and scientific development of the agricultural interest of the State.

(4) To authorize and extend State aid, in addition to all other provisions of this Act, to rural schools organizing under sub-section 6 of section 3 of this Act approved supplementary courses in agriculture: *Provided*, that such State aid shall consist of a special grant of one-half the per capita net maintenance cost for such pupils between the ages of twelve and fourteen years as pursue courses organized under such instruction, to be administered according to the general provisions for the grant of State aid under section 8 of this Act:

(5) To constitute the duly designated Illinois State Board with all necessary power to cooperate with the Federal Board for Vocational Education in the administration of the provisions of an Act of the Sixty-fourth Congress, approved February 23, 1917, and entitled: "An Act to provide for the promotion of vocational education; to provide for cooperation with the states in the promotion of such education in agriculture and the trades and industries; to provide for cooperation with the states in the preparation of teachers of vocational subjects; and to appropriate money and regulate its expenditure."

40 *Provided*, that the State of Illinois hereby, through the legislative authority
41 thereof, accepts the provisions of said Federal Act in accord with the pro-
42 visions of section five thereof and appoints the State Treasurer of Illinois as
43 custodian of such share of said appropriation as may be paid to the State in
44 accord with the provisions of section thirteen of said Federal Act.

45 (6) To submit, through the Superintendent of Public Instruction, to the
46 Governor on or before the first day of December preceding each regular session
47 of the General Assembly a full and complete report of their acts and of the acts
48 of the Superintendent of Public Instruction in carrying into effect the provisions
49 of this Act, showing the amount of aid granted, and the estimated amount of the
50 appropriation for the next biennium.

 Sec. 3. LOCAL ADMINISTRATION AND CONTROL.] It shall be lawful for a board
2 of education, board of school directors, or any similar local public school author-
3 ity, if they see fit, or mandatory as hereinafter provided, in addition to any pow-
4 ers already vested in them, to incur expenditure and to defray the same out of a
5 special school fund to be known as "Vocational Adjustment School Fund," as
6 hereinafter provided, in carrying out or in combining with one or more school
7 boards or other public authorities to carry out the following objects:

8 (1) In providing any form of vocational education or instruction which
9 may from time to time be sanctioned by any code or regulation of the Illinois
10 State Board of Vocational Education as constituted under this Act:

11 (2) In providing for the annual compilation of a register of young persons
12 between 14 and 18 years of age who are not in attendance at regular day schools
13 and an analysis of the occupations followed by them, both with regard to the re-
14 quirements and possibilities of such occupations and the fitness of said young
15 persons for aforesaid occupations. Such register shall also include tabulated
16 statements upon the issue of "Employment Tickets" under the child labor law to
17 show (a) average age, (b) grade, (c) sex, and (d) occupation entered at date
18 of issue: *Provided*, that such registers shall so far as practicable indicate pre-

19 vailing occupations in relation to the various schools, districts, or divisions of
20 districts considered:

21 (3) In providing arrangements for giving or in combining with other pub-
22 lic authorities for giving young persons under seventeen years of age assistance
23 with respect to the choice of suitable employment by means of the collection and
24 the communication of information and the furnishing of advice with special re-
25 gard to adequate vocational training for various employments so chosen:

26 (4) In providing for an extension and enforcement of the attendance period
27 from five to sixteen years with provisions of exemptions for any children be-
28 tween the ages of five and six years whose residence is not accessible to a free
29 public kindergarten and for formal exemptions for cause duly investigated in
30 such other cases as appear justifiable, including actual employment under the is-
31 sue of child labor law "Employment Tickets": *Provided*, that from and after the
32 date when this Act shall take effect such "Employment Tickets" shall be
33 issued only upon evidence of such exemptions and shall remain in force only
34 during actual legalized employment, but any such "Employment Ticket" may
35 be kept in force by the holder's return to school and the deposit of said ticket at
36 the office of issue within two weeks after the cessation of any such actual em-
37 ployment:

38 (5) In providing as a preliminary to establishing any other special provi-
39 sions for vocational education under sub-section one (1) of section 3 of this Act
40 that provision be made for consulting the wishes and intentions of parents or
41 guardians of all children upon their completion of sixth grade or its equivalent or
42 upon their having reached the age of twelve years to the end that said parents or
43 guardians may record their purpose to provide for the further school attendance
44 of such children as follows:

45 (a) Through the full elementary school course; or

46 (b) Through some regular high school course to be designated at such
47 time; or

48 (c) Their purpose that their children shall enter upon some occupation for

49 pay as soon as permitted to do so under the child labor law, with an indication
50 of such occupation as may be under consideration, if any:

51 (6) In providing supplementary courses definitely planned to afford the
52 largest possible measure of practical helpfulness and so far as practicable adapted
53 to the special needs of this group of children intent upon ending their regular day
54 school careers as soon as the law permits:

55 (7) In providing for the largest possible measure of co-operation through
56 compulsory attendance officers, State factory inspectors, probation officers, free
57 employment officers, school health officials, county boards, police officials, and
58 other public agencies concerned with juvenile welfare, to secure the largest effi-
59 ciency with the least overlapping of service in the administration of this section;
60 and if deemed expedient, in providing for the organization of After-Care or
61 Juvenile Advisory School Committees to assist in this process of wholesome for-
62 mation of right attitudes toward their life career on the part of young persons
63 who have severed or are about to sever their regular school relations:

64 (8) In bringing opportunities for education within easier reach of children
65 in outlying parts of their districts or their combined districts (in the case of a
66 combination of one or more local public school authorities for such purpose as
67 herein provided), whether by providing means of conveyance, or paying traveling
68 expenses of teachers or pupils to and from their homes, or defraying the cost of
69 lodging pupils in convenient proximity to a school (provided such cost shall not
70 exceed the amount which might alternatively have been incurred in paying travel-
71 ing expenses for such pupils), or otherwise:

72 (9) In providing any or all of the pupils in attendance at any or all of
73 the public schools controlled by such local public school authority with school
74 books, writing materials, stationery, and other articles of a similar nature, where
75 such authority shall consider such provisions required:

76 (10) In providing accommodation, apparatus, equipment, and service for
77 the preparation and supply of meals to pupils attending schools within the con-
78 trol of such authority: *Provided*, that no expense incurred in the purchase of

79 food prepared and served at such meals shall be defrayed out of the school fund,
80 except it shall be shown to the satisfaction of such local public school authority
81 that the parent or parents or guardian of any particular child in question, are
82 unable by reason of poverty or ill-health to supply sufficient and proper food,
83 or to give such child the necessary personal attention, when said authority, if sat-
84 isfied that the necessities of the case will not be provided for by voluntary agency,
85 shall make such provision for such child out of the school fund as they deem
86 necessary during such period while the child is under obligation to attend school
87 as they may determine.

Sec. 4. (1) Any local public school authority having elected to exercise their
2 rights under this Act and having completed their first annual register and
3 analysis of occupations of young persons of their district in accord with the pro-
4 visions of sub-section two (2) of section 3 of this Act, shall organize a general
5 advisory council upon the local problems of vocational adjustment in relation
6 to suitable provision of vocational education for young persons involved in this
7 Act: *Provided*, that such general advisory council shall include (a) one-third or
8 more of the membership of the board of such local public school authority, (b) an
9 equal representation of employers and employees engaged in principal trades
10 and occupations indicated in aforesaid annual register, due regard being had for
11 securing a fair representation for the principal women's occupations repre-
12 sented; and (c) such further representatives from public bodies, institutions, or-
13 ganizations, social and civic welfare associations, and interested individual work-
14 ers as seem best fitted to further the ends of this general advisory council:

15 (2) Without prejudice to any other power of such local public school
16 authority to provide facilities for manual, industrial, commercial, agricultural,
17 or domestic arts instruction, it shall be the duty of such general advisory council
18 to devise a practicable scheme of suitable provision of continuation and other
19 classes for the further instruction of young persons above the age of fourteen
20 years, with regard to the crafts, industries and other occupations practiced in

21 the district (including agriculture, if so practiced, and the domestic arts) or to
22 such other arts and industries as such general advisory council, with the con-
23 sent of the Illinois State Board of Vocational Education, may select and also for
24 their instruction in the English language and literature and in the rights and du-
25 ties of citizenship. It shall also be their duty to make provision for their instruc-
26 tion in the laws of health and for suitable physical training.

27 (3) It shall be the duty of such general advisory council to formulate aforesaid
28 scheme for further instruction of young persons beyond the age of fourteen
29 years with due regard (1) to the demand for such instruction through a con-
30 tinuing choice of the occupations involved, (2) to the demand for employees in
31 such occupations, (3) to the relation which such occupations bear to profitable
32 adult employment in the same or directly related callings, and (4) to the facili-
33 ties for young people to secure employment in such occupations upon leaving
34 school, as a basis for determining the appropriate type of vocational education
35 as hereinafter defined, to meet the conditions presented:

36 (4) It shall be the duty of such local public school authority upon estab-
37 lishing any class or classes for vocational education under the terms of this sec-
38 tion, to provide a suitable special advisory committee for each separate occu-
39 pation or group of related occupations involved with due regard to an equal
40 representation of interested employers and employees on such committee which,
41 under the direction of said local public school authority, shall keep in touch
42 with the organization, equipment, and progress of such class or classes as a
43 basis for reports and recommendations to be made from time to time to such
44 local public school authority.

Sec. 5. It shall be lawful for a local public school authority in granting
2 formal exemption from the obligation to attend school under section 3 (4) of
3 this Act to impose as a condition to such exemption (in addition to any other
4 lawful conditions) such school attendance as such authority shall prescribe:

5 (a) At a day school, or

6 (b) Where a suitable continuation class is available, at such continuation
7 class, or

8 (c) Partly at such day school and partly at such continuation class, after
9 the age of fourteen years, and until such age not exceeding seventeen years, as
10 the local public school authority shall think fit.

11 (2) If any person knowingly employs a young person under the age of
12 seventeen years at any time when his attendance at a school or a continuation
13 class is required by a condition imposed under this section, or for a number of
14 hours which, when added to the time required under this section to be spent at a
15 continuation class, causes the hours of employment and the time so spent, taken
16 together, to exceed in any day or week, as the case may be, the period of employ-
17 ment permitted for such person by any statute of Illinois, he shall be liable to a
18 penalty of not less than five dollars nor more than one hundred dollars.

Sec. 6. COMMUNITY INITIATIVE.] Should any local public school authority
2 fail to exercise any one or more of the powers vested in them under sections 3
3 and 4 of this Act within one year after this Act becomes law, the electors of the
4 district or districts of such authority may adopt and become entitled to the bene-
5 fit of this Act in the following manner: Whenever one-tenth of the legal voters of
6 such district or districts shall petition the judge of the county court of the county
7 in which such district or districts are located to submit to the electors thereof the
8 proposition as to whether such district or districts shall adopt and become en-
9 titled to the benefits of this Act, it shall be the duty of such county court to
10 submit such proposition after the usual manner and form at the next succeeding
11 general State, county, city, village or school township election and if such prop-
12 osition is not adopted at such election the same may be submitted to the vote
13 of such electors by such county court upon like application at any similar elec-
14 tion thereafter, and an order shall be entered by such county court submitting
15 such proposition as aforesaid.

16 (2) The judge of such county court shall give at least thirty days' notice
17 of such election by publishing a notice thereof in one or more newspapers of

18 general circulation published within the district or districts of such local public
 19 school authority at least four times, the first publication to be at least thirty
 20 days before the day of election; and if no newspaper is published within such
 21 district or districts, then by posting at least five copies of such notice in five pub-
 22 lic places in said district or districts at least thirty days before such election.
 23 Such election shall be held under the election law in force in such district or dis-
 24 tricts except as herein otherwise provided. The ballots to be used at any such
 25 election shall be in the following form:

For the adoption of an Act entitled: "An Act to Promote Intelligent Choice of Vocations, Vocational Education and Profitable Employment; for an appropriation therefor; for a penalty for violation of a certain section thereof; modifying or repealing Acts in conflict there- with; and accepting the provisions and qualifying for the benefits of an Act of the Sixty-fourth Congress "To provide for the promotion of vocational educa- tion," etc.	Yes	
	No	

26 If a majority of the votes cast at such election upon such proposition shall
 27 be voted for the adoption of this Act, it shall thereby and thereupon be adopted
 28 and in force in the district or districts of such local public school authority;
 29 and mandatory upon such local public school authority as provided in section 3
 30 of this Act.

Sec. 7. LOCAL VOCATIONAL ADJUSTMENT SCHOOL FUND.] Upon certification of
 2 estimated expenditure for meeting outlays authorized under this Act by any local
 3 public school authority to the corporate authority authorized to levy taxes for
 4 school purposes in any city, village or school district, this authority shall levy a
 5 tax at a rate not to exceed two and one-half mills net on the dollar annually on
 6 all taxable property in such city, village or school district to be collected in like
 7 manner with the general taxes of such district and to be known as the "Voca-

8 tional Adjustment School Fund," to be used exclusively for the purpose of this
9 Act and for no others.

Sec. 8. STATE AID—REIMBURSEMENT.] Any local public school authority estab-
2 lishing and maintaining schools, or departments of schools, giving vocational in-
3 struction as provided under section 4 of this Act, shall, so long as such schools or
4 departments of schools comply with the provisions of this Act and are approved
5 as provided in section 12 (10) of this Act, be entitled to receive annually from the
6 State, in aid of such schools, or departments of schools, an amount equal to one-
7 half the sum to be known as the net maintenance cost. Such net maintenance cost
8 shall consist of the total sum raised by taxation and expended for the maintenance
9 of such schools, or departments of schools, for a given year, less the amount,
10 for the same period, of tuition claims, paid or unpaid, and receipts from the
11 work of pupils or sale of products. Such net maintenance cost shall be attested
12 by vouchers and affidavits signed by the president and clerk of the board of
13 such local public school authority.

14 Districts that have paid claims for tuition in approved schools or depart-
15 ments of schools shall be reimbursed by the State to the extent of one-half the
16 sums expended for such claims.

Sec. 9. The amount of State aid to districts, as provided for in this Act,
2 is hereby made a charge against the State of Illinois, and shall be paid annually
3 to such districts on the warrant of the Auditor of Public Accounts out of any
4 money in the treasury appropriated for such purpose: *Provided*, that the duly
5 certified administration expenses of the State Board of Vocational Education
6 shall become a first charge against any such appropriation, to be paid on such
7 warrant after the usual manner and form of paying the administration expenses
8 of other State offices.

Sec. 10. TRAINING OF TEACHERS.] The State university, the State normal
2 schools, local public normal schools and such approved public high schools as offer

3 special courses for teachers are hereby required to specially train teachers for the
 4 administration of sections 2, 3 and 4 of this Act in those sections of the State pro-
 5 viding the larger body of students in said institutions respectively and said insti-
 6 tutions are hereby required to offer adequate approved courses of instruction to
 7 meet such demonstrated demands in both matter and method of teaching as the
 8 administration may require: *Provided*, that in all examinations for teachers in
 9 execution of this Act demonstrated successful experience in industrial, commer-
 10 cial, agricultural and domestic arts pursuits respectively shall be credited upon
 11 a basis of fifty per cent of possible credits required for passing.

Sec. 11. CONFLICTING ACTS MODIFIED OR REPEALED.] In so far as any previous
 2 enactment or enactments may be in any degree inconsistent with the adminis-
 3 tration of this Act they are to that extent modified or repealed.

Sec. 12. When any school district desires to discontinue entirely the voca-
 2 tional school or vocational schools maintained therein, the county judge of the
 3 county in which the district, or the greater part thereof, is situated, upon the
 4 petition of a majority of the qualified electors of the district, filed in the county
 5 court at least sixty days previous, shall give notice of an election, to be held for
 6 the purpose of deciding the question whether such vocation school or schools shall
 7 be discontinued entirely, which notice shall specify time, place, and object of
 8 election, and shall be given in the same manner, and for the same length of
 9 time, as the notice provided for in section 6 of this Act.

10 If it shall appear upon a canvass of the returns that a majority of the votes
 11 cast at the election are in favor of the entire discontinuing of the vocational
 12 school or schools maintained in the district, the board of education or other local
 13 public school authority in charge shall surrender the assets of the vocational
 14 school or schools to the general school district fund of the township or townships
 15 interested in proportion to the assessed valuation of the township or townships
 16 comprising the vocational school district. (e)

Sec. 13. CONSTRUCTION.] The following words and phrases as used in this

Act or in subsequent codes or regulations of the Illinois State Board of Vocational Education constituted under this Act, shall, unless a different meaning is plainly required by the context, have the following meanings:

(1) "Vocational instruction" shall mean any instruction, the controlling purpose of which is to fit for profitable employment.

(2) "Pre-vocational instruction" shall mean vocational instruction which is adapted to the abilities of persons who have attained the age of twelve years and who are under the age of fourteen years.

(3) "Vocational instruction in agriculture" shall mean that form of vocational instruction which fits for the occupations connected with the tillage of the soil, the care of domestic animals, forestry, and other wage-earning or productive work on the farm.

(4) "Vocational instruction in commerce" shall mean that form of vocational instruction which fits for occupations in offices and for occupations connected with the selling and distribution of products.

(5) "Vocational instruction in domestic arts" shall mean that form of vocational instruction which fits for occupations connected with the household.

(6) "Vocational instruction in industrial arts" shall mean that form of vocational instruction which fits for the trades, crafts, and manufacturing pursuits, including the occupation of girls and women carried on in workshops.

(7) A "school or department of a school giving vocational instruction in agriculture, commerce, or in domestic or industrial arts" shall mean an organization of courses, pupils and teachers designed to give vocational instruction in agriculture, commerce, or in the domestic or industrial arts, as herein defined. Such a school, or department of school, may be or may include an "evening continuation class" or a "part-time day or day continuation class."

(8) An "evening continuation class" shall mean a class giving such vocational instruction as can be taken by persons employed during the working day.

31 (9) A "part-time day or day continuation class" shall mean a vocational
32 class for persons giving a part of their working time to remunerative employment
33 and receiving in the part-time day or day continuation class instruction com-
34 plementary to the practical work carried on in such employment. To give "a
35 part of their working time," such persons must give a part of each day, week or
36 longer period to such part-time day or day continuation class during the period
37 in which it is in session.

38 (10) An "approved school or department of a school giving vocational
39 instruction in agriculture, commerce, or in the domestic or industrial arts" is one
40 which, under the provisions of this Act, and under the codes or regulations of
41 the Illinois State Board of Vocational Education, herein created, has been
42 approved by said Illinois State Board of Vocational Education as to organiza-
43 tion, control, location, plant equipment, course of study, number and qualifica-
44 tions of pupils, employment of pupils, qualifications of teachers, and expenditure
45 of money.

- 1 Introduced by Mr. Smejkal, March 15, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act entitled, an Act for an appropriation to meet expenses in the office of the Auditor of Public Accounts to be incurred subsequent to March 1, 1917, and prior to July 1, 1917, and by declaring an emergency.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the following sums be and the same
3 are hereby appropriated to the Auditor of Public Accounts:

4	Traveling expenses, bank examiners.....	\$ 5,000.00
5	Traveling expenses, building and loan examiners	2,000.00
6	Salaries of bank examiners.....	3,000.00
7	Salaries of building and loan examiners	2,000.00
8	Premium on employees' bonds.....	650.00
9	For examination of books and accounts of State departments.....	5,000.00
10	Total	<u>\$17,650.00</u>

Sec. 2. The Auditor of Public Accounts is authorized to draw his warrants
2 upon the State Treasurer for the amounts above appropriated, and the Treas-
3 urer is authorized and directed to pay the same out of any moneys in the State
4 treasury not otherwise appropriated.

Sec. 3. Whereas, the sums hereby appropriated are immediately required,
2 therefore an emergency exists and this Act shall take effect from and after its
3 passage and approval.



- 1 Introduced by Mr. Frisch, March 15, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to make an appropriation to the Superintendent of Printing to conduct business of the State to July 1, 1917.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That there be and is hereby appropriated, to the Superintendent of Printing, the sum of sixty-five thousand dollars (\$65,000.00) to conduct business of the State to July 1, 1917.

Sec. 2. The purposes of the appropriation hereby made are as follows :

2	For legislative paper, printing and binding	\$40,000.00
3	For typewriter supplies, paper, printing, binding, stationery and sup-	
4	plies for the various offices, departments and divisions of the	
5	State government	\$25,000.00
6	Total	\$65,000.00

Sec. 3. Upon presentation of vouchers, as required by law, the Auditor of Public Accounts is authorized to draw his warrants for the sum herein appropriated, or so much thereof as shall be necessary, upon the State Treasurer, and

4 the State Treasurer is authorized to pay the same out of any funds in the State
5 treasury not otherwise appropriated.

Sec. 4. Whereas, said sum of money is immediately required, therefore an
2 emergency exists and this Act shall take effect from and after its passage.

-
- 1 Introduced by Mr. Smejkal, March 15, 1917.
2 Read by title, ordered printed and referred to Committee on Appropriations.
-

A BILL

For an Act making additional appropriations to the Board of Administration for
State charitable institutions.

WHEREAS, certain appropriations heretofore made to the Board of Adminis-
2 tration for the State charitable institutions have been, or will be, exhausted by
3 July 1, 1917, and

4 WHEREAS, it is important that these institutions be provided with necessary
5 funds for their ordinary operating expenses, ordinary repairs and improve-
6 ments, and working capital up to July 1, 1917, and to pay bills covering work
7 contracted for; now, therefore,

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the following named sums, or so
3 much thereof as may be necessary, respectively, for the purposes hereinafter
4 named, be, and the same are hereby appropriated to the Board of Administra-
5 tion for the State charitable institutions, additional to the appropriations here-
6 tofore made to the Board of Administration:

7	For a deficiency in the appropriation for the ordinary operating	
8	expenses of the State charitable institutions to and including	
9	June 30, 1917.....	\$450,000.00
10	For a deficiency in the appropriation for the ordinary repairs and	
11	improvements of the State charitable institutions to and includ-	
12	ing June 30, 1917.....	\$ 18,000.00
13	For a deficiency in the appropriation for the erection of buildings,	
14	other improvements, supervision and care of property, at the	
15	State Colony for Epileptics, to and including June 30, 1917....	\$ 30,176.00
16	For a deficiency in the appropriation for water supply from the	
17	river at the Watertown State Hospital.....	\$ 6,500.00
18	For a deficiency in the funds to pay for rock encountered and addi-	
19	tional work by sewer and water main contractors at the State	
20	Colony for Epileptics.....	\$ 20,000.00
21	For a deficiency in the appropriation for working capital fund at	
22	the Illinois Industrial Home for the Blind, at Chicago.....	\$ 25,000.00

Sec. 2. All moneys above appropriated shall be due and payable to the
2 Board of Administration, or to its order, only on the terms and in the manner
3 provided for in "An Act to revise the laws relating to charities," approved
4 June 11, 1912.

Sec. 3. Whereas, an emergency exists, therefore, this Act shall take effect
2 and be in force from and after its passage.

- 1 Introduced by Committee on Education, March 16, 1917.
- 2 Read a first time, ordered printed and to a second reading.

A BILL

For an Act to amend section one hundred eighty-nine (189) of an Act entitled, "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as subsequently amended.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section one hundred eighty-nine (189) of an Act entitled, "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as subsequently amended, be amended so that said section shall read as follows:

Sec. 189. For the purpose establishing and supporting free schools for not less than *seven* in each year and defraying all the expenses of the same of every description; for the purpose of repairing and improving school houses, of procuring furniture, fuel, libraries and apparatus, and for all other necessary incidental expenses in each district, village or city, anything in any special charter to the contrary notwithstanding, the directors or the board of education and the authorities of such village or city, as the case may be, shall be authorized to levy a tax annually upon all the taxable property of the district, village or city, not

14 to exceed, except as hereinafter stated, one and one-half per cent for educational
15 purposes, and one and one-half per cent for building purposes upon the valuation
16 to be ascertained by the last assessment for State and county taxes: *Provided,*
17 that the term "incidental expenses" herein used shall not include any sum
18 expended or obligation incurred for the improvement, repair or benefit of the
19 school buildings, and property, but all such sums and obligations shall be paid
20 from that portion of the tax levied for building purposes. No election or peti-
21 tion shall be necessary to authorize the levy of a tax for the repair and improve-
22 ment of school buildings or grounds or for the payment of any special tax or
23 special assessment levied upon such property. *But if the board of directors or*
24 *board of education, in any district having a population of less than one hundred*
25 *thousand inhabitants shall desire to levy in any one year more than one and*
26 *one-half per cent for educational purposes, such board may levy annually for*
27 *educational purposes a tax in excess of one and one-half per cent, but not more*
28 *than two and one-half per cent, and for building purposes such a percentage that*
29 *the aggregate levy shall not exceed three per cent: Provided, however, if the*
30 *board of directors or board of education in any district having a population of*
31 *less than one hundred thousand inhabitants, find it impossible properly to conduct*
32 *the schools of the district on the proceeds of the maximum tax levy of three*
33 *per cent heretofore specified, such board may submit to the voters of the district*
34 *at any general school election, or at a special election called for such purpose, a*
35 *proposition to levy annually a maximum tax of four per cent in the aggregate*
36 *for educational and building purposes, and if at such election a majority of the*
37 *votes cast on said proposition shall be in favor thereof, it shall be lawful for the*
38 *board of directors or the board of education of such district thereafter, until such*
39 *authority is revoked in like manner, to levy annually for educational purposes a*
40 *tax in excess of one and one-half per cent, but not more than three and one-half*
41 *per cent, and for building purposes such a percentage that the aggregate levy*
42 *shall not exceed four per cent; proposed changes in the maximum tax levy for*
43 *school purposes, either to increase or decrease the same, but not below three per*

44 cent nor above four per cent, may be submitted at any time, but not oftener than
45 once each year, to the voters of the district at any general or special election
46 either voluntarily by the board or on petition for such purpose addressed to the
47 board and signed by at least five per cent of the voters of said district as ascer-
48 tained by the vote cast at the last preceding general election in said district; and
49 such board of directors or board of education shall levy no tax in excess of three
50 per cent in the aggregate for educational and building purposes that shall not
51 have been authorized by the voters of the district at an election as herein
52 provided.

- 1 Introduced by Committee on Education, March 16, 1917.
- 2 Read a first time, ordered printed and to a second reading.

A BILL

For an Act to amend sections one hundred seventeen (117) and two hundred eleven (211) of an Act entitled, "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as subsequently amended.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That sections one hundred seventeen
3 (117) and two hundred eleven (211) of an Act entitled, "An Act to establish and
4 maintain a system of free schools," approved and in force June 12, 1909, as sub-
5 sequently amended, be amended so that said sections shall read as follows:

6 Sec. 117. When there is no money in the treasury of any school district of
7 this State whether governed by either or both the general school law or any spe-
8 cial charter to defray the necessary expenses of the district, the directors, board
9 of education or board of school inspectors, as the case may be, may issue war-
10 rants against and in anticipation of any taxes levied for the payment of the
11 necessary expenses of the district, *either for educational or for building pur-*
12 *poses, as the case may be,* to the extent of seventy-five per cent of the total
13 amount of the tax so levied. Such warrants shall show upon their face that they

14 are payable solely from such taxes when collected, and shall be received by any
15 collector of taxes in payment of the taxes against which they are issued, and such
16 taxes shall be set apart and held for their payment.

17 *Every warrant issued under the provisions of this section shall bear interest*
18 *payable only out of the taxes against which it is drawn, at the rate of five per*
19 *cent (5%) per annum, from the date of its issuance until paid or until notice shall*
20 *be given by publication in a newspaper or otherwise that the money for its pay-*
21 *ment is available and that it will be paid on presentation, unless a lower rate of*
22 *interest shall be specified therein, in which case the interest shall be computed and*
23 *paid at said lower rate.*

24 Sec. 211. On the first Monday in January, annually, the Auditor of Public
25 Accounts shall apportion to each county *the remainder of the common school*
26 *fund not otherwise appropriated by law in* proportion to the number of persons
27 in each county under the age of 21 years, as ascertained from the next preceding
28 State or Federal census, and shall issue an order upon the county collector to
29 pay to the county superintendent of schools the amount of such order out of the
30 first funds collected by him and not otherwise appropriated by law, and take the
31 county superintendent's receipt for the same.



- 1 Introduced by Mr. Guernsey, March 16, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to revise the law in relation to the practice of the art of treating human ailments.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* This Act shall be known as “the medical
3 practice Act of Illinois.”

Sec. 2. *No person shall practice medicine and surgery or any of the
2 branches thereof, or any system or science of treating human ailments without
3 the use of drugs or medicines and without operative surgery, or midwifery,
4 without a license so to do.

Sec. 3. No person shall, except as otherwise provided in this Act, hereafter
2 be licensed to practice medicine, or any other system or science of treating
3 human ailments, or midwifery, unless, he shall pass a satisfactory examination
4 conducted by the Department of Registration and Education, pursuant to an Act
5 entitled, “An Act in relation to the civil administration of the State government,
6 and to repeal certain Acts therein named,” approved March 7, 1917, in force
7 July 1, 1917.

Sec. 4. Each applicant for examination shall:

1. Make application for examination on blank forms prepared and furnished by the Department of Registration and Education;
2. Submit evidence, verified by oath, and satisfactory to the Department of Registration and Education that
 - (a) He is twenty-one years of age or over;
 - (b) He is of good moral character;
 - (c) He has the professional and preliminary education required by this Act.
3. Designate in his application whether he desires to practice medicine and surgery in all their branches, or to treat human ailments without the use of drugs or medicines and without operative surgery, and, if, he desires to treat human ailments without the use of drugs or medicines and without operative surgery, the designation shall be in accordance with the tenets of the professional school, college or institution of which he is a graduate;
4. Pay in advance to the Department of Registration and Education examination fees as follows:
 - (a) For the examination in medicine and in other systems of treating human ailments, ten dollars;
 - (b) For the examination in midwifery, five dollars.

Sec. 5. Minimum standards of professional education are fixed as follows:

1. For the practice of medicine and surgery in all their branches:
 - (a) For an applicant, who is a graduate of a medical college prior to July 1, 1922, that he is a graduate of a medical college deemed to be reputable and in good standing at the time of his graduation and completed a course of study in such medical college in accordance with the laws to regulate the practice of medicine and the rules of the State Board of Health established and in force at the time of graduation;
 - (b) For an applicant, who is a graduate of a medical college subsequent to July 1, 1922, that he is a graduate of a medical college deemed to be reputable and in good standing and which requires of its students, as a prerequisite to

12 graduation either, at least five years' course of instruction consisting of five
13 sessions extending over at least five calendar years, or, as a prerequisite to
14 admission to such medical college, one year in a college of liberal arts approved
15 by the Department of Registration and Education, and pursuing in such college
16 of liberal arts a course of study approved by such department, and at least four
17 years' course of instruction in the medical college, consisting of four sessions
18 extending over at least four calendar years, and, in either case, in addition
19 thereto, a course of training of not less than twelve months in a hospital
20 approved by the Department of Registration and Education;

21 2. For the practice of any system or science of treating human ailments
22 without the use of drugs or medicines and without operative surgery; that the
23 applicant is a graduate of a professional school, college or institution teaching
24 the system of treating human ailments for which the applicant desires to be
25 licensed, which requires as a prerequisite to graduation four years' course of
26 instruction, consisting of four sessions extending over at least four calendar
27 years, and which is deemed to be reputable and in good standing;

28 3. For the practice of midwifery: That the applicant is a graduate of a
29 college of midwifery in good standing.

30 The standards of professional education above defined shall be deemed to
31 be minimum requirements. The department of registration and education may,
32 by rule, prescribe other and additional requirements for professional education.

Sec. 6. The Department of Registration and Education may, prior to July
2 1, 1922, in its discretion, admit to examination a student who has completed in
3 a medical college, determined to be reputable and in good standing, the course of
4 instruction required by the rules of the Department of Registration and Educa-
5 tion, and who has passed the examination in such college, but has not received a
6 diploma, if the medical college of which he is a graduate requires as a pre-
7 requisite of graduation a course of study extending over at least five calendar
8 years. If such student shall pass the examinations of the Department of Reg-
9 istration and Education it may issue to him a limited license authorizing him to

10 practice medicine and surgery in a hospital approved by the Department of Reg-
 11 istration and Education, and in no other place whatsoever in the State of Illinois,
 12 which limited license shall remain in effect for a period not exceeding eighteen
 13 months from the date thereof, and the Department of Registration and Educa-
 14 tion may then issue to the applicant the regular permanent license to practice
 15 medicine and surgery without further examination, on condition that the appli-
 16 cant present a diploma from a medical college reputable and in good standing
 17 in which he has completed a course previous to the issuance of the limited license
 18 hereinbefore mentioned, and otherwise complies with the requirement of the
 19 rules of the Department of Registration and Education.

Sec. 7. Minimum standards of preliminary education deemed requisite to
 2 admission to a medical college, or to a professional school, college or institution
 3 teaching other systems of treating human ailments, deemed to be reputable and
 4 in good standing, are fixed as follows:

5 1. That the applicant for admission to such college, school or institution
 6 has satisfactorily completed an approved course of study in a high school or
 7 other equivalent school having a course of studies requiring an attendance
 8 through four school years and which is approved by the Department of Regis-
 9 tration and Education;

10 2. That the applicant present a certificate of having passed a satisfactory
 11 examination before the Superintendent of Public Instruction of this State, or like
 12 state officer of another state or country, in the studies embraced in the curricu-
 13 lum of a high school approved by the Department of Registration and Educa-
 14 tion.

15 The standards of preliminary education above defined shall be deemed to be
 16 minimum requirements. The Department of Registration and Education may,
 17 by rule, prescribe additional standards of preliminary education.

18 The Superintendent of Public Instruction of this State shall collect in
 19 advance a fee of five dollars from each applicant for examination.

Sec. 8. An applicant for admission to a school of midwifery shall have a preliminary education equivalent to that of a graduate of a graded school in this State.

Sec. 9. All examinations provided for in this Act shall be conducted under rules and regulations prescribed by the Department of Registration and Education. Examinations shall be held not less frequently than four times each year, at times and places fixed by the Department of Registration and Education, of which the applicant shall be notified in writing. Examinations may be made wholly or in part in writing, and shall be of a character sufficiently strict to test the qualifications of the candidate as a practitioner.

Sec. 10. The examination of those who desire to practice medicine and surgery in all their branches shall embrace those general subjects and topics, a knowledge of which is commonly and generally required of candidates for a degree of doctor of medicine by reputable medical colleges in the United States.

Sec. 11. The examination of those who desire to practice systems or sciences of treating human ailments without the use of drugs or medicines and without operative surgery shall be of the same character as that required of those who desire to practice medicine and surgery in all their branches, excepting therefrom materia medica, therapeutics, surgery, obstetrics, and theory and practice. In the subjects of theory and practice the applicant shall be examined in accordance with the theory and practice taught by the professional school, college or institution of which the applicant is a graduate.

Sec. 12. The examination of those who desire to practice midwifery shall be of such a character as to determine the qualification of the applicant to practice midwifery.

Sec. 13. Each applicant who successfully passes an examination shall be entitled to a license. The following kinds of licenses shall be issued:

- 3 1. To practice medicine and surgery in all their branches to those who take
4 an examination for that purpose;
- 5 2. To treat human ailments without the use of drugs or medicines and
6 without operative surgery, and to practice such treatment in the school or system
7 of practice for which the applicant was examined;
- 8 3. A limited license to practice medicine and surgery in a hospital
9 approved by the Department of Registration and Education;
- 10 4. To practice midwifery.

Sec. 14. Any person licensed under the provisions of this Act to practice
2 in any school or system of treating human ailments without the use of drugs or
3 medicines and without operative surgery, may be admitted to take an examina-
4 tion to practice medicine and surgery in all their branches upon proof of having
5 successfully completed, in a medical college deemed to be reputable and in good
6 standing, the course of study required for admission to an examination for a
7 license to practice medicine and surgery in all their branches. In such case the
8 applicant shall pass a satisfactory examination in materia medica, therapeutics,
9 surgery and obstetrics only, and in no other subjects. If the applicant success-
10 fully passes such examination he shall be issued a license to practice medicine
11 and surgery in all their branches.

Sec. 15. The Department of Registration and Education may, in its dis-
2 cretion, issue a license, without examination, to a physician who is a graduate
3 of a medical college in good standing, who is of good moral character, and has
4 been licensed in any country, state or territory in which the requirements of
5 medical registration are deemed by the Department of Registration and Educa-
6 tion to have been practically equivalent to the requirements of medical registra-
7 tion in force in this State at the date of such license, if such country, state or
8 territory shall accord a like privilege to physicians who hold licenses issued
9 under the authority of the laws of this State. The Department of Registration
10 and Education may also, in its discretion, issue a license, without examination,

11 to a physician who is a graduate of a medical college in good standing, and
12 who has passed an examination before the United States army, the United
13 States navy, or the United States public health service. Applications from
14 non-resident practitioners shall be filed with the Department of Registration
15 and Education on blank forms prepared and furnished by the department.

Sec. 16. Each person entitled to a license under this Act shall pay to the
2 Department of Registration and Education the following fees:

3 1. For a license to practice medicine and surgery in all their branches and
4 for a license to practice any other system of treating human ailments, five
5 dollars;

6 2. For a limited license to practice medicine and surgery in a hospital
7 approved by the Department of Registration and Education, five dollars, and
8 no fee for issuing to the holder of such limited license a permanent license;

9 3. For a license to a practitioner admitted from a foreign state or country
10 under the reciprocity provisions of this Act the same fees charged by the state
11 endorsing the applicant for an Illinois physician applying for registration in
12 such state, but in no case less than twenty-five dollars;

13 4. For a license to practice midwifery, three dollars.

Sec. 17. Every person holding a license or certificate issued under the pro-
2 visions of this Act, or any prior Act of this State regulating the practice of
3 medicine, shall have it recorded in the office of the county clerk of the county
4 in which he resides or practices and the date of recording shall be endorsed
5 thereon. Until such license or certificate is recorded the holder thereof shall not
6 exercise any of the rights or privileges conferred therein. Any person prac-
7 ticing in another county shall record the license or certificate in like manner in
8 the county in which he practices. The county clerk shall keep, in a book pro-
9 vided for the purpose, a complete list of the licenses or certificates recorded by
10 him, with the date of the issue of the license or certificate. The register of the
11 county clerk shall be open to public inspection during business hours.

Sec. 18. The Department of Registration and Education may revoke the
 2 license of any person holding a license issued in pursuance of and under any
 3 law of this State to practice medicine and surgery in all their branches, or to
 4 practice any other system or science of treating human ailments without the use
 5 of drugs or medicine and without operative surgery, or to practice midwifery,
 6 in any of the following cases:

- 7 1. A person who has been convicted of the practice of criminal abortion;
- 8 2. A person who has by false or fraudulent representation obtained or
 9 sought to obtain practice in his profession;
- 10 3. A person who is an habitual drunkard, or habitually addicted to the use
 11 of morphine, opium, cocaine or other drugs having a similar effect;
- 12 4. A person who has by false or fraudulent representation of his profes-
 13 sion obtained or sought to obtain money or any other thing of value;
- 14 5. A person who has advertised under a name other than his own;
- 15 6. A person who shall advertise or profess publicly to treat human ail-
 16 ments under a system or school of treatment or practice other than that for
 17 which he holds a license;
- 18 7. A person who has been committed, by the judgment of a court of com-
 19 petent jurisdiction, to a hospital for the insane;
- 20 8. A person who is guilty of any wilful violation of the rules and regu-
 21 lations of the Department of Registration and Education governing examina-
 22 tions, or who is guilty of any fraud or deceit by which he was admitted to
 23 practice;
- 24 9. A person who has been guilty of any other unprofessional or dishonor-
 25 able conduct.

26 For any of the above reasons the Department of Registration and Educa-
 27 tion may refuse to issue a license.

28 No license or certificate shall be revoked or refused until the holder thereof
 29 shall have been given a hearing before the Department of Registration and
 30 Education.

Sec. 19. The Department of Registration and Education shall have power,

2 and it shall be its duty:

3 1. To make rules to establish a uniform and reasonable standard of edu-
4 cational requirements to be observed by medical colleges, by professional schools,
5 colleges and institutions teaching other systems or sciences of treating human
6 ailments without the use of drugs or medicines and without operative surgery,
7 and by schools of midwifery, and to determine the reputability and good stand-
8 ing of such schools, colleges or institutions by reference to their compliance with
9 such rules;

10 2. To require satisfactory proof that medical colleges and professional
11 schools, colleges or institutions teaching other systems of treating human ail-
12 ments, and schools of midwifery, which are deemed to be reputable and in good
13 standing, enforce the standard of preliminary education deemed by this Act
14 requisite to admission to such medical colleges; or to professional schools, col-
15 leges or institutions teaching other systems of treating human ailments, or to
16 schools of midwifery;

17 3. To determine the standing of literary or scientific colleges, high schools,
18 seminaries, normal schools, preparatory schools, graded schools and the like,
19 whenever required by this Act.

Sec. 20. Any person shall be regarded as practicing medicine or treating
2 human ailments, within the meaning of this Act, who shall treat or profess to
3 treat, operate on or prescribe for any physical ailment or any physical injury
4 to or deformity of another. This section shall not be construed to affect the
5 following cases:

6 1. The administration of domestic or family remedies in cases of emer-
7 gency;

8 2. Any legally licensed dentist exclusively engaged in practicing dentistry
9 and dental surgery;

10 3. Any legally registered pharmacist, registered assistant pharmacist or
11 registered local pharmacist exclusively engaged in practicing pharmacy;

12 4. Any surgeon of the United States army, navy or public health service
13 in the discharge of his official duties;

14 5. Any person who ministers to or treats the sick or suffering by mental
15 or spiritual means without the use of any drug or material remedy.

Sec. 21. Any person who, not being then licensed to practice medicine and
2 surgery in all their branches, shall practice medicine and surgery; or who, not
3 being then licensed to treat human ailments without the use of drugs or medi-
4 cines and without operative surgery, shall treat human ailments without the use
5 of drugs or medicines and without operative surgery; or who, being licensed to
6 treat human ailments without the use of drugs or medicines and without opera-
7 tive surgery, shall treat human ailments with drugs or medicines or with opera-
8 tive surgery; or who, not being then licensed to practice midwifery, shall prac-
9 tice midwifery; or who shall buy, sell or fraudulently obtain any medical or
10 professional diploma, license, or registration; or who shall fraudulently aid or
11 abet such fraudulent buying, selling or obtaining; or who shall practice the
12 treatment of human ailments, or midwifery under cover of any license fraudu-
13 lently or illegally obtained; or who, being licensed to treat human ailments with-
14 out the use of drugs or medicines and without operative surgery in a named
15 school or system of practice, shall, in connection with his name, advertise or
16 profess to treat human ailments under a system or school of treatment or prac-
17 tice other than that for which he holds a license, shall be guilty of a misde-
18 meanor and, upon conviction, shall be punished by a fine of not less than twenty-
19 five dollars nor more than two hundred dollars, or confined in the county jail
20 not more than one year, or punished by both such fine and imprisonment in the
21 discretion of the court.

Sec. 22. Any person filing or attempting to file as his own the diploma or
2 certificate of another, or a forged affidavit of identification, shall be guilty of
3 the crime of forgery, and punished accordingly.

Sec. 23. Any person who shall wilfully and knowingly make any false oath
2 or affidavit required by the provisions of this Act shall be guilty of perjury and
3 punished accordingly.

Sec. 24. Any person, other than one licensed to practice medicine and
2 surgery in all their branches, calling or advertising himself as a physician or
3 doctor, without affixing thereto a prefix or suffix indicating the school or system
4 of practice in which he is licensed to practice, shall be deemed guilty of a mis-
5 demeanor and upon conviction thereof shall be punished by a fine of not more
6 than one hundred dollars or by imprisonment in the county jail for not more
7 than six months, or by both such fine and imprisonment, in the discretion of
8 the court.

Sec. 25. Any person licensed to practice midwifery who shall use any drug
2 or medicine, except the prophylactic for ophthalmia neonatorum prescribed by
3 the Department of Public Health and except antiseptics locally, or who shall at-
4 tend other than cases of normal labor, shall be deemed guilty of a misdemeanor,
5 and upon conviction thereof shall be punished by a fine of not more than one
6 hundred dollars, or by imprisonment in the county jail for not more than six
7 months, or by both such fine and imprisonment, in the discretion of the court.

Sec. 26. All certificates or licenses heretofore issued by the State Board of
2 Health authorizing or permitting the holder thereof to practice medicine and sur-
3 gery in all their branches, or to treat human ailments without the use of medi-
4 cine, internally or externally, and without operative surgery, or to practice mid-
5 wifery, shall continue valid and in full force and effect unless revoked by the
6 Department of Registration and Education under the provisions of this Act.

Sec. 27. Any person heretofore licensed by the State Board of Health to
2 treat human ailments without the use of drugs or medicines and without opera-
3 tive surgery and who is a graduate of a professional school, college or institution
4 which is deemed by the Department of Registration and Education to have been

5 reputable and in good standing at the time the applicant graduated therefrom,
6 may, within one year from the time this Act takes effect, and upon the payment
7 of a transfer fee of five dollars and upon the surrender of his original license or
8 certificate, apply for and obtain a new license or certificate authorizing him to
9 treat human ailments without the use of drugs or medicines and without opera-
10 tive surgery, and to practice in the school or system of treating human ailments
11 taught in the professional school, college or institution of which he is a graduate.

12 The application for the license or certificate provided in this section shall be
13 verified by the oath of the applicant and shall be made on forms provided and
14 furnished by the Department of Registration and Education.

Sec. 28. The following Act is hereby repealed: "An Act to regulate the
2 practice of medicine in the State of Illinois and to repeal an Act therein named,"
3 approved April 24, 1899, in force July 1, 1899.



- 1 Introduced by Mr. Davis, March 16, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to reappropriate the unexpended balance of appropriations made by an Act entitled, "An Act in relation to procuring of sites and erection of armory buildings for the use of the Illinois National Guard and making appropriation therefor and for the purchase of sites and armory buildings at Kewanee and Morrison, Illinois," approved June 28, 1913, in force July 1, 1913, and a further Act entitled, "An Act making appropriation of additional sum for the completion of armories now under construction," approved June 29, 1915, in force July 1, 1915, and a further Act entitled, "An Act in relation to the procuring of site and erection of an armory for the use of the Illinois National Guard at Kankakee," approved June 29, 1915, and in force July 1, 1915, and a further Act entitled, "An Act in relation to the procuring of site and erection of armory for the use of the Illinois National Guard and making appropriation therefor," approved June 19, 1915, in force July 1, 1915, and a further Act entitled, "An Act in relation to procuring of site and erection of armory building for the use of the Illinois National Guard and Illinois Naval Reserve and making appropriation therefor," approved June 28, 1915, in force July 1, 1915.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That there be and is hereby appropriated

3 the unexpended balances of appropriations made for the several purposes speci-
4 fied in "An Act in relation to procuring of sites and erection of armory build-
5 ings for the use of the Illinois National Guard and making appropriation therefor
6 and for the purchase of sites and armory buildings at Kewanee and Morrison,
7 Illinois," approved June 28, 1913, in force July 1, 1913, and a further Act en-
8 titled, "An Act making appropriation of additional sum for the completion of
9 armories now under construction," approved June 29, 1915, in force July 1, 1915,
10 and a further Act entitled, "An Act in relation to the procuring of site and erec-
11 tion of an armory for the use of the Illinois National Guard at Kankakee," ap-
12 proved June 29, 1915, and in force July 1, 1915, and a further Act entitled, "An
13 Act in relation to the procuring of site and erection of armory for the use of the
14 Illinois National Guard and making appropriation therefor," approved June 19,
15 1915, in force July 1, 1915, and a further Act entitled, "An Act in relation to pro-
16 curing of site and erection of armory building for the use of the Illinois National
17 Guard and Illinois Naval Reserve and making appropriation therefor," ap-
18 proved June 28, 1915, in force July 1, 1915, the appropriation hereby made being
19 for the several purposes expressed in said Acts to be paid out of the State treas-
20 ury for said purposes and in the manner in said Acts provided. The appropria-
21 tion hereby made shall be in addition to any appropriation heretofore made or
22 hereafter made for said purposes respectively.

- 1 Introduced by Mr. Davis, March 16, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making an appropriation for necessary repairs at State Arsenal, Springfield, Illinois, and necessary repairs, installation target machines, and additions to equipment at State rifle range, Camp Logan, near Zion City, Illinois.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That the sum of \$26,950 or so much thereof as may be necessary, is hereby appropriated to pay for the necessary repairs at State Arsenal, Springfield, Illinois, and necessary repairs, installation target machines, and additions to equipment at State rifle range, Camp Logan, near Zion City, Illinois, as follows:

7 State Rifle Range:

8	Mess hall improvement.....	\$6,500.00
9	Toilet and septic tank system.....	6,000.00
10	Barn	500.00
11	Team and harness.....	400.00
12	Painting	550.00
13	Firing lines	500.00
14	Target machines	2,500.00

15	State Arsenal, Springfield—	
16	Reflooring, cutting partitions, reroofing, radiation, repairs to sky-	
17	lights, windows and doors	10,000.00

Sec. 2. The Auditor of Public Accounts is hereby authorized and directed
2 to draw his warrants on the Treasurer for the sum herein specified, upon the
3 presentation of proper vouchers, certified to by the Adjutant General and ap-
4 proved by the Governor, and the Treasurer shall pay the same out of the money
5 hereby appropriated.

- 1 Introduced by Mr. Davis, March 16, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making an appropriation of additional sums for the completion of arm-
ories now under construction.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 represented in the General Assembly: That there and is hereby appropriated
3 the sum of \$335,500.00 for the completion of armories now under
4 construction and authorized by an Act entitled, "An Act in relation to procur-
5 ing of sites and for the erection of armory buildings for the use of the Illinois
6 National Guard and Illinois Naval Reserve and making an appropriation there-
7 for," approved June 9, 1911, in force July 1, 1911; and a further Act entitled,
8 "An Act in relation to procuring of sites and for the erection of armory build-
9 ings for the use of the Illinois National Guard and making an appropriation
10 therefor, and for the purchase of sites and armory buildings at Kewanee and
11 Morrison, Illinois," approved June 28, 1913, in force July 1, 1913.

12 The appropriation hereby made shall be used for the completion of armories
13 now under construction, as follows:

<i>14</i>	<i>First Cavalry, Chicago.....</i>	<i>\$300,000.00</i>
<i>15</i>	<i>Second Infantry, Chicago.....</i>	<i>10,000.00</i>

16	Third Infantry, Ottawa.....	22,000.00
17	Sixth Infantry, Galesburg.....	3,500.00

Section 2. The Auditor of Public Accounts is hereby authorized and directed
2 to draw his warrants on the Treasurer for the sum herein specified, upon the
3 presentation of proper vouchers, certified to by the Adjutant General and ap-
4 proved by the Governor, and the Treasurer shall pay the same out of the money
5 hereby appropriated.



- 1 Introduced by Mr. Lyle, March 16, 1917.
- 2 Read by title, ordered printed and referred to Committee on Waterways.

A BILL

For an Act in relation to The Sanitary District of Chicago to provide for the extension, widening and deepening of the main channel of said The Sanitary District of Chicago, for such purposes granting to said The Sanitary District of Chicago certain rights in lands held by the canal commissioners of the State of Illinois, and authorizing the removal of Dam No. 1 and Lock No. 5 in the city of Joliet, Will county, Illinois, and to construct dams, water wheels and other works necessary to develop and render available the power arising from the water passing through said extension of said main channel.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That in order to enable The Sanitary Dis-
3 trict of Chicago to more safely and effectually carry out the purposes of its or-
4 ganization, and in order to furnish to the State of Illinois a navigable water-
5 way as hereinafter provided for, the said The Sanitary District of Chicago is
6 hereby authorized and empowered to create a navigable channel as a continua-
7 tion of its main channel to approximately, or in the vicinity of the west line of
8 section twenty (20), township thirty-five (35) north, range ten (10) east of the

9 third principal meridian, or to a point near Patterson's Island in the Desplaines
10 river.

Sec. 2. Said navigable channel from the power house of said The Sanitary
2 District of Chicago now constructed and in operation at or near Lockport, Illi-
3 nois, to Granite street in the city of Joliet, Illinois, shall have a width of not
4 less than one hundred and sixty feet (160); and south of Granite street in the
5 city of Joliet the channel shall have a width of at least two hundred and seventy
6 feet (270) and at a uniform depth at low water of not less than ten feet. Said
7 channel so to be constructed shall be designed to maintain the ordinary level of
8 water in the pool above the dam to be constructed as provided in sections two
9 (2) and three (3) hereof, at a surface elevation not higher than forty-one (41)
10 feet below Chicago city datum at Jefferson street in the city of Joliet, with
11 10,000 cubic feet of water per second flowing through that portion of the main
12 channel of The Sanitary District of Chicago above or north of the present power
13 house at or near Lockport, Illinois; and at high water at a surface elevation not
14 higher than thirty-eight and five tenths (38.5) feet below Chicago city datum,
15 with 10,000 cubic feet of water per second flowing through that portion of the
16 main channel of The Sanitary District of Chicago above or north of the present
17 power house at or near Lockport, Illinois, and to that end The Sanitary District
18 of Chicago shall construct and maintain said navigable channel of sufficient
19 width and depth to secure the safe and proper disposition of the waters of the
20 Desplaines river at flood stages or at high water and to provide for the main-
21 tenance of the said surface elevation of water in said channel, as above provided.
22 The Sanitary District of Chicago shall construct and maintain at or near the
23 termination of said channel a dam or other works of suitable size and dimen-
24 sions; and The Sanitary District of Chicago shall from time to time deepen
25 the said channel to such depth or depths and shall maintain the same at such
26 depth or depths as it may be directed to do by the General Assembly of Illinois
27 to meet the demands of navigation for greater depths.

Sec. 3. In case said The Sanitary District of Chicago shall construct said
2 navigable channel as is herein provided for and extend its main channel as herein
3 provided, said The Sanitary District of Chicago shall for such purpose be, and
4 it is hereby authorized and empowered to enter upon, occupy, flood and use
5 all such property of the Illinois and Michigan canal and of the canal com-
6 missioners or of the Illinois Waterway as the case may be, extending from the
7 south lines of sections three (3) and four (4) in the city of Joliet, county of
8 Will, and State of Illinois, to the west line of section twenty (20), township
9 thirty-five (35) north, range ten (10) east of the third principal meridian, or
10 to a point near Patterson's Island in the Desplaines river, as aforesaid, and
11 The Sanitary District of Chicago is further (as it shall for the purposes afore-
12 said) authorized and empowered to build walls, embankments and other struc-
13 tures thereon; to construct sewers, drains and conduits thereon, to excavate
14 any or all of said property, and to flood the same in order to perform the work
15 of construction herein provided, and maintain the same, and to widen, deepen
16 or extend its said main channel or any auxiliary channels thereto, or the Des-
17 plaines river between said points, *provided, however*, that on the west side of
18 the channel so to be constructed hereunder and north of the Chicago, Rock
19 Island and Pacific Railroad bridge to the north city limits of Joliet a proper
20 and sufficient concrete wall shall be constructed, and from the Atchison, Topeka
21 and Santa Fe Railroad bridge south to the dam to be constructed hereunder
22 on the east side of said channel a proper and sufficient concrete wall shall be so
23 constructed.

Sec. 4. The Sanitary District of Chicago shall, upon the completion of
2 the channel herein provided for provide and construct a lock connecting said
3 channel so constructed with the Illinois and Michigan canal, or the Illinois
4 waterway, as the case may be, at or near Brandon's road, which lock shall be
5 of the size and dimensions provided to be constructed under the Illinois Water-
6 way Act by the Illinois Waterway Commission at Dam No. 1, at Jackson street.

7 Joliet, Illinois, connecting that portion of the Illinois and Michigan canal south
 8 of Jackson street with the upper basin. The plans and specifications for, and
 9 location of said lock and appurtenances to said lock shall be subject to the ap-
 9 proval of the said Illinois Waterway Commission, or other duly organized
 10 agency of the State of Illinois having jurisdiction of said matter.

11 In the event the Illinois Waterway Commission or other agency of the
 12 State of Illinois having jurisdiction does not, prior to the time the said channel
 13 so to be constructed hereunder is completed, commence the construction of the
 14 the Illinois waterway provided for under an Act of the General Assembly of
 15 the State of Illinois, entitled: "An Act to provide for the construction of a
 16 deep waterway or canal to be known as the Illinois Waterway, from the water
 17 power plant of The Sanitary District of Chicago at or near Lockport, in Will
 18 county, Illinois, to a point in the Illinois river at or near Utica, in LaSalle
 19 county, Illinois, to provide for the issuance of bonds to pay for said deep
 20 waterway, to provide for the development and utilization of the water power
 21 that may be generated from the water flowing through said waterway, to
 22 create a commission to be known as the Illinois Waterway Commission, and to
 23 make an appropriation to carry out the provisions of this Act," approved June
 24 18, 1915, in force July 1, 1915, then The Sanitary District of Chicago shall con-
 25 struct a lock and appurtenances, at or near the present power house of The
 26 Sanitary District of Chicago at Lockport, Illinois, to connect that portion of
 27 the main channel of the sanitary district above or north of the power house
 28 with that portion of the main channel south of same, which lock shall be fifty-
 29 five (55) feet wide, three hundred (300) feet long and at least ten (10) feet in
 30 depth over the mitre sills, and shall be completed on or before the completion
 31 of the channel herein provided for.

Sec. 5. The existing bridges over the Desplaines river and the Illinois
 2 and Michigan Canal or the Illinois Waterway, as the case may be, within the
 3 limits of the proposed improvement shall be raised, altered, reconstructed or re-
 4 built so as to provide clearances under such bridges at ordinary stage of water

5 of not less than ten (10) feet, of a width sufficient to properly provide for the
6 passage of boats navigating said Illinois and Michigan canal or Illinois Water-
7 way, as the case may be, or said channel provided to be constructed hereunder;
8 *provided*, that a movable span shall be provided for each of said bridges of suffi-
9 cient length to properly provide for the passage of boats navigating said
10 channel. The approaches to all of said bridges shall be properly graded to con-
11 form to the elevation of the bridges as reconstructed, altered, raised or rebuilt,
12 as the case may be, and the grades of said approaches shall not exceed three
13 and one-half ($3\frac{1}{2}\%$) per cent. The bridges so reconstructed, altered or rebuilt
14 at Cass and Jefferson streets shall be maintained by The Sanitary District of
15 Chicago, except as to maintenance of pavement and sidewalks, and The Sani-
16 tary District of Chicago shall operate and maintain the movable spans of all
17 bridges.

18 The reconstruction, altering, raising or rebuilding of said bridges over
19 the said Desplaines river and the Illinois and Michigan canal made necessary
20 by this construction will require the raising of the grade of portions of Bluff
21 street, West Jefferson street and Western avenue in the city of Joliet, Illinois,
22 in order to meet the grade of streets on which said bridges are located, and
23 The Sanitary District of Chicago shall for the purposes aforesaid, before en-
24 tering upon raising the grade of any said streets, acquire by purchase or con-
25 demnation the property east of Bluff street on both sides of West Jefferson
26 street and Western avenue to the Illinois and Michigan canal and fronting on
27 both sides of Bluff street in said city of Joliet between Jefferson street and
28 Western avenue, and shall acquire by such purchase or condemnation the prop-
29 erty fronting on both sides of Bluff street in said city south of Jefferson street
30 and north of Western avenue at the places where the grade of Bluff street is
31 required to be raised in excess of one foot. The grade of Bluff street south
32 from the south line of the roadway of Jefferson street and north from the north
33 line of the roadway of Western avenue shall not exceed three and one-half
34 ($3\frac{1}{2}\%$) per cent. From the westerly end of the Western avenue and Jefferson

35 street bridges the west approaches shall be level until they intersect the exist-
 36 ing grade of Western avenue or Jefferson street, in the city of Joliet, respect-
 37 ively. The east approach to the bridge across the present Desplaines river and
 38 the new channel of Jefferson street is to start not further east than the west
 39 line of the alley between Joliet and Desplaines street and is to have a grade
 40 not to exceed three and one-half ($3\frac{1}{2}\%$) per cent with a gradient not to exceed
 41 three and one-half ($3\frac{1}{2}\%$) per cent for the east approaches to the bridges on
 42 Cass and McDonough streets.

Sec. 6. The Sanitary District of Chicago shall make such changes as may
 2 be necessary in any existing drains, outlets or sewers, the operation of which
 3 which may be interfered with by the construction of said channel, and for this
 4 purpose shall construct an intercepting sewer, or sewers, or drains, to carry the
 5 sewage and drainage below the dam to be constructed, as provided in sections
 6 two (2) and three (3) hereof, *provided, however*, that the plans for and the
 7 construction of and changes in any drains, outlets or sewers aforesaid shall be
 8 subject to the approval and supervision of the city engineer of the city of Joliet
 9 and the chief engineer of The Sanitary District of Chicago, and in the event of
 10 their failure to agree any and all disputes shall be submitted to a disinterested
 11 and competent engineer to be selected by the chief engineer of The Sanitary
 12 District of Chicago, and the city engineer of the city of Joliet, and upon their
 13 failure to agree upon said third engineer within a period of thirty (30) days
 14 the Governor of the State of Illinois, may, upon application of either the chief
 15 engineer of The Sanitary District of Chicago or the city engineer of the city of
 16 Joliet appoint said third engineer, whose decision upon said disputed questions
 17 shall be final.

Sec. 7. The Sanitary District of Chicago shall excavate and construct a
 2 separate channel or water course, of such dimensions and at such grades to
 3 properly provide for the safe passage of the waters of the stream known as
 4 Hickory Creek, said channel to be not less than one hundred and fifty feet wide

5 and with an ascending gradient from a point below the dam to be constructed
6 as provided in sections 2 and 3 hereof, to the present channel of Hickory Creek
7 on the east side of the Desplaines river, of one foot in one thousand.

Sec. 8. Upon the approval of the plans for said channel and improvement
2 provided for under section 13 of this Act, The Sanitary District of Chicago
3 may occupy, use and remove Dam No. 1 and Lock No. 5 in the city of Joliet and
4 all works appurtenant thereto; *provided, however*, that the said The Sanitary
5 District of Chicago shall not remove said Dam No. 1 and Lock No. 5 until such
6 time as navigation is provided through said channel and lock to be built at or
7 near Brandon's Road.

Sec. 9. The Illinois Waterway Commission or other duly authorized agency
2 of the State of Illinois shall have control of the said navigable channel provided
3 for herein for navigation purposes only, and shall retain riparian rights wher-
4 ever the fee to the same shall be in the State, and The Sanitary District of
5 Chicago shall have control over said channel for all other purposes.

Sec. 10. Upon the payment to The Sanitary District of Chicago by the
2 State of Illinois, or any commission or commissioners created with or granted
3 power and authority to do so, of the actual cost (including interest during the
4 period of construction only) of the works herein provided to be constructed and
5 built, including the cost of acquiring right of way and the amount of any dam-
6 ages paid by The Sanitary District of Chicago arising from land or property
7 damaged by the construction, use or operation of said works, and including also
8 overhead and development expense properly chargeable to such construction,
9 less depreciation of plant, machinery and equipment, the said State of Illinois,
10 or any commission or commissioners created with or given power and author-
11 ity to do so, may take over possession of, use, occupy and enjoy said works pro-
12 vided to be constructed and built hereunder; *provided, however*, that the State
13 of Illinois, or any commission or commissioners created with or granted power
14 for such purposes, shall not interfere with the necessary flow of water through

15 the said extension from the main channel of the sanitary district as it now ex-
16 ists, or with the operation or use of the power plant of The Sanitary District
17 of Chicago now constructed and in operation at Lockport, Illinois.

18 The Sanitary District of Chicago during the process of construction of said
19 works shall keep proper books of account showing the actual cost to it of build-
20 ing and constructing the said works including the cost of acquiring any and all
21 right of way, and also the amount of any damages paid by it arising from the
22 damage to land or property or to persons through the construction, operation,
23 continuance or use of said works.

24 To ascertain the actual cost of constructing the said works to The Sani-
25 tary District of Chicago, including the cost of acquiring the right of way and
26 amount of damages aforesaid, when the State of Illinois or any commission or
27 commissioners aforesaid desire to take over, use, occupy and enjoy said works,
28 a commission of engineers shall be created for such purpose, one to be selected
29 by the State of Illinois, or by such commission or commissioners aforesaid, and
30 one by The Sanitary District of Chicago; and the two thus appointed shall
31 select the third member. The commission of engineers thus created shall
32 thereupon immediately examine the accounts of the said The Sanitary District
33 of Chicago and all matters in connection therewith, and from such investiga-
34 tion and examination it shall determine what is the actual cost (including inter-
35 est during the period of construction only) of constructing and building said
36 works, including amount of the cost of the right of way and the amount of dam-
37 ages as aforesaid; also the amount of necessary and proper overhead and de-
38 velopment expense properly chargeable to such cost, and the depreciation of
39 plant, machinery and equipment, which determination shall be embraced in a
40 finding of said commission of engineers and the decision of such commission of
41 engineers shall be final and binding, and no appeal or review of such finding shall
41½ be maintained by either party.

42 In addition to the charges above provided to be paid by the State of Illi-
43 nois, or any commission or commissioners created with or granted power, as
44 above set forth, the said State of Illinois or such commission or commissioners

45 shall pay a reasonable compensation to such commission of engineers for the
46 services provided herein.

47 In the event that there are any suits or claims pending against The Sani-
48 tary District of Chicago for damages to land or property arising from the con-
49 struction, use, operation or continuance of said works, then the said State of
50 Illinois, or any commission or commissioners as aforesaid, upon taking posses-
51 sion of said works shall at its or their own expense defend said suits or claims
52 and pay the amount of any judgment or decree that may be rendered upon the
53 final determination of such suits or claims, and the said State of Illinois, or any
54 such commission or commissioners as aforesaid, shall assume and fulfill any
55 and all contracts or agreements made by The Sanitary District of Chicago for
56 the sale of electrical energy with respect to said works.

Sec. 11. Upon the completion of the works in this Act described all lands
2 now owned by The Sanitary District of Chicago or reclaimed between Jackson
3 street in the city of Joliet and the Chicago, Rock Island & Pacific Railway bridge,
4 on both sides of the channel herein provided for may be used and occupied by the
5 city of Joliet for municipal and park purposes, subject, however, to any use which
6 the sanitary district may make of said property, or any part thereof, for its cor-
7 porate purposes (but any use by the sanitary district for wharfage or dock pur-
8 poses shall be with the consent of the city of Joliet); and north of the Chicago,
9 Rock Island & Pacific Railroad bridge all walls and bridges within the city of
10 Joliet constructed hereunder shall be built of artistic design and north of the
11 Chicago, Rock Island & Pacific Railroad bridge, backfilling shall be surfaced with
12 dirt suitable for growing grass, and the city of Joliet shall have the right and
13 authority to use a section 1,500 feet long of the property now owned by the sani-
14 tary district along said channel to be constructed hereunder, for the purpose of a
15 free municipal wharf, at such point as may be designated by the corporate
16 authorities of the city of Joliet, subject to use by the sanitary district for cor-
17 porate purposes. The sanitary district shall provide an adequate tunnel or con-

duit across said channel or channels at a point to be designated by the city engineer of Joliet in the bed of said channel or channels to be used by the city of Joliet for carrying its service pipes, conduits and wires, and in case the said tunnel or conduit may be used by public utility corporations for similar purposes then the city of Joliet shall charge a reasonable rental therefor, which rental shall be paid to the sanitary district until it has been reimbursed for the cost of said conduit or tunnel.

Sec. 12. The water power made available by the works constructed under the provisions of this Act shall be converted into electrical energy and The Sanitary District of Chicago may transmit said electrical energy and may give or furnish said electricity or any part thereof to cities, villages and towns, or municipal, quasi municipal, or quasi public corporations within the corporate limits of The Sanitary District of Chicago for use in the lighting of streets and alleys and other public places, and for other public purposes, and The Sanitary District of Chicago may sell and dispose of said electricity or any part thereof to any person, firm, private corporation, municipal, quasi municipal or quasi public corporation: *Provided, however,* that any person, firm, private corporation, or municipal or quasi public corporation, or any city, village or town desiring to purchase electricity at the switch board of the power plant or any substation at which said power is available for consumption (but not for resale by a public utility corporation, except as to any public utility corporation that may be organized to sell electricity solely and only within the township and city of Joliet, Will County, Illinois, the city of Joliet deriving the benefits of any profits of the business of any such corporation) by such person, firm, private corporation, or municipal or quasi public corporation; or any city, village or town in the operation of machinery, pumping plants or for the lighting of streets, parks, driveways and boulevards, may do so at the best market price, upon demand, provided that the sanitary district is generating, or can generate, sufficient surplus electricity for the purpose demanded; and in the event the sanitary district should refuse to furnish electricity when requested as aforesaid and

24 the one making the demand is of the opinion that the sanitary district is gen-
 25 erating, or can generate, sufficient surplus electricity for the purpose demanded,
 26 then an audit and examination of power consumption shall be made by some
 27 one to be selected by the sanitary district and the one making the demand and
 28 if from such audit and examination it shall be found that the sanitary district
 29 is in a position to furnish electricity for the purpose demanded, then upon its
 30 failure to do so the one making the demand may file a petition in mandamus
 31 against the sanitary district in Cook county, or in the county where the electricity
 32 is desired to be used, to compel the sanitary district to furnish the electricity
 33 requested.

34 *Provided, however,* that said The Sanitary District of Chicago, shall utilize
 35 so much of said power as may be required for the operation of any locks, bridges,
 36 dams or other structures which may be constructed in accordance with the pro-
 37 visions of this Act.

38 The city of Joliet, or any corporation organized for the purpose of selling
 39 electricity solely and only within the limits of the township or city of Joliet, as
 40 the same is, or hereafter may be, organized, the city of Joliet deriving the
 41 profits of such business of selling electricity within the limits aforesaid shall be
 42 entitled to contract for twenty (20%) per cent, or any part thereof, of the total
 43 power generated by the sanitary district's power plant to be constructed at
 44 Brandon's Road within six (6) months after the said plant is put in operation,
 45 at the respective rates then in force by The Sanitary District of Chicago for
 46 supplying electrical energy for light and power purposes to municipalities and
 47 private consumers.

Sec. 13. On or before the first day of November, 1918, The Sanitary Dis-
 2 trict of Chicago shall perfect general plans for the work herein provided for
 3 and shall file certified copies thereof with the Governor of the State of Illinois.
 4 and shall thereafter on or before the first day of January, 1921, commence the
 5 construction of the work herein provided for and shall thereafter continue the
 6 prosecution of such work with reasonable diligence. Upon the failure of the

7 said The Sanitary District of Chicago to file said plans with the Governor as-
8 aforesaid, or thereafter to commence the construction of the work within the time
9 required and continue the prosecution of the work after its initiation with rea-
10 sonable diligence, then this Act shall cease to be of any force or effect.

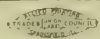
11 When said plans shall be prepared for the structures to be constructed un-
12 der the provisions of this Act, it shall be the duty of the board of trustees of
13 said The Sanitary District of Chicago, when such plans or specifications shall
14 be completed and prior to the construction of any work in accordance therewith,
15 to notify in writing, the Governor of this State of such fact, and thereupon a
16 board of three disinterested and competent engineers shall inspect said plans
17 and specifications, one to be appointed by the mayor of the City of Joliet, one by
18 The Sanitary District of Chicago, and the third by the Governor, and in case the
19 mayor of Joliet should fail to appoint, then the Governor shall appoint some
20 disinterested and competent engineer to take his place on said board. Said board
21 of engineers shall, within ten (10) days after such appointment is made, meet
22 in the City of Chicago and shall examine said plans and specifications, and in
23 case they shall find that the work as planned and specified will be safe, secure and
24 of proper design and location and in substantial compliance with the provisions
25 of this Act, they shall so certify to the board of trustees of The Sanitary Dis-
26 trict of Chicago in writing, and said The Sanitary District of Chicago may there-
27 upon proceed with the construction of said work in accordance with said plans
28 and specifications; but in case the engineers shall find that the work as planned
29 and specified will not be safe, secure and of proper design and location, they shall
30 report that fact to said board of trustees in writing, together with such sugges-
31 tions and recommendations in relation to the modification or alteration of such
32 plans and specifications that they may deem advisable, and thereupon said board
33 of trustees shall cause said plans and specifications to be altered, enlarged,
34 changed and re-submitted to said engineers for approval.

35 When said plans and specifications shall have been approved by said board
36 of engineers, or a majority of the members thereof, then the Sanitary District
37 of Chicago may proceed in accordance therewith.

38 The expense of procuring the services of said three (3) engineers appointed
39 as aforesaid, shall be borne by The Sanitary District of Chicago, and shall be
40 charged as part of the cost of said work; *provided, however*, that the total cost
41 of such services shall not exceed the sum of twenty-five thousand (\$25,000.00)
42 dollars.

Sec. 14. The Sanitary District of Chicago may acquire, by purchase, con-
2 demnation or otherwise, any and all real and personal property, right of way
3 and privilege, including the title in fee simple absolute, if it so desires, either
4 within or without its corporate limits, that may be required for its corporate
5 purposes, and for the purpose of constructing the works provided for hereun-
6 der; and the sanitary district shall be liable for all damages to real and personal
7 property that may be damaged by reason of the construction, use and continuance
8 of the works provided for under this Act, and actions to recover such damages
9 may be brought in the county where such real or personal property is situated
10 or in the county where said sanitary district is located, at the option of the party
11 claiming to be injured; and when no longer required for its corporate purposes,
12 the sanitary district may sell, convey, vacate, release or lease the property or
13 any part thereof so acquired.

Sec. 15. The Sanitary District of Chicago shall be liable for all damages to
2 real estate or other property, and for personal injuries to persons arising by
3 reason of the construction, use or operation of the works by this Act provided
4 to be constructed and operated, and actions to recover such damages may be
5 brought in the county where any such real estate or personal property is situ-
6 ated, or the cause of action for personal injuries to the person arises, or in the
7 county where The Sanitary District of Chicago is located, at the option of the
8 party claiming to be injured.



- 1 Introduced by Mr. Lyle, March 16, 1917.
- 2 Read by title, ordered printed and referred to Committee on Waterways.

A BILL

For an Act to amend section 6 of an Act of the General Assembly of Illinois entitled, "An Act to provide for the construction of a deep waterway or canal to be known as the Illinois Waterway, from the water power plant of the Sanitary District of Chicago, at or near Lockport, in Will county, Illinois, to a point in the Illinois river at or near Utica, in LaSalle county, Illinois, to provide for the issuance of bonds to pay for said deep waterway, to provide for the development and utilization of the water power that may be generated from the water flowing through said waterway, to create a commission to be known as the Illinois waterway commission and to make an appropriation to carry out the provisions of this Act," approved June 18, 1915, in force July 1, 1915.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section 6 of an Act of the General Assembly of Illinois, entitled, "An Act to provide for the construction of a deep waterway or canal to be known as the Illinois waterway, from the water power plant of the Sanitary District of Chicago, at or near Lockport, in Will county, Illinois, to a point in the Illinois river at or near Utica, in LaSalle county,

7 Illinois, to provide for the issuance of bonds to pay for said deep waterway,
8 to provide for the development and utilization of the water power that may be
9 generated from the water flowing through said waterway, to create a commis-
10 sion to be known as the Illinois waterway commission and to make an appro-
11 priation to carry out the provisions of this Act," approved June 18, 1915, in
12 force July 1, 1915, be and the same is hereby amended so as to read as follows:

13 Sec. 6. "A." The route adopted for said waterway or canal shall be
14 through and along the Sanitary District channel or tail race from the water
15 power plant at Lockport, where the existing lock twenty-two (22) feet in width
16 and one hundred thirty (130) feet in length, between the upper and lower gates,
17 shall be reconstructed to a width of not less than fifty-five (55) feet, and in
18 length between the upper and lower gates, not less than three hundred (300)
19 feet, or an additional lock alongside of the existing lock shall be constructed not
20 less than fifty-five (55) feet wide, and not less than three hundred (300) feet
21 long. The existing drop under normal conditions of flow shall be maintained;
22 such lock to connect said Illinois waterway with the main channel of the Sanitary
23 District of Chicago.

24 "B." The channel of the tail race of the Sanitary District of Chicago's
25 power plant from the aforesaid lock to its junction with the upper basin at Joliet,
26 a distance of about two (2) miles, shall be used substantially as it now exists.

27 "C." From the junction of the aforesaid tail race to the State dam at Jack-
28 son street, Joliet, the basin shall be improved by the removal of existing sediment
29 and obstructions so that a channel of not less than eight (8) feet in depth and
30 two hundred (200) feet in width shall be obtained.

31 "D." The existing lock at the lower end of said upper basin and at the
32 entrance to the Illinois and Michigan Canal, shall be rebuilt or a new lock con-
33 structed to a width of not less than forty-five (45) feet, and in length, of not less
34 than two hundred fifty (250) feet. The lift shall remain substantially as at
35 present. This lock shall be designated as Lock "A."

36 "E." From Lock "A" to Lock "B," which last mentioned lock is to be
 37 constructed immediately north of Dupage river, the channel shall follow and
 38 occupy the present Illinois and Michigan Canal, and said canal shall be enlarged
 39 so as to obtain a minimum depth of eight (8) feet, and a minimum width of
 40 thirty-six (36) feet on the bottom and a minimum width of sixty (60) feet at
 41 the water line.

42 "F." The said Lock "B" shall have a width of not less than forty-five
 43 (45) feet and a length of not less than two hundred fifty (250) feet, and a lift
 44 of about twelve (12) feet.

45 "G." From Lock "B" to Lock "C" (which said Lock "C" is hereinafter
 46 provided for) a distance of about fifteen hundred (1500) feet, the channel of
 47 the Illinois and Michigan Canal is to be followed and utilized. This section
 48 of the channel is to be deepened so as to have a depth of not less than eight (8)
 49 feet and a bottom width of not less than thirty-six (36) feet and a water surface
 50 width of not less than sixty (60) feet. This is the section of the channel crossing
 51 the Dupage river.

52 "H." Lock "C" shall be constructed at or near the present Lock Number
 53 Seven (7) of the Illinois and Michigan Canal and shall have a width of not
 54 less than forty-five (45) feet and a length of not less than two hundred fifty (250)
 55 feet, and a lift of about four and one-half ($4\frac{1}{2}$) feet.

56 "I." From Lock "C" to Lock "D" (which said Lock "D" is hereinafter
 57 provided for), a distance of about six (6) miles, the channel shall follow and
 58 utilize the channel of said canal, deepened to not less than eight (8) feet. The
 59 width of the surface of the water shall be maintained at not less than sixty (60)
 60 feet and the width upon the bottom shall be not less than thirty-six (36) feet.

61 "J." At or near a point opposite the upper end of Dresden Island, Lock
 62 "D" shall be built connecting the Illinois and Michigan Canal with Illinois
 63 River and shall be of the following dimensions: Width of not less than forty-
 64 five (45) feet, length not less than two hundred fifty (250) feet.

65 *Provided, however,* that if the alleged rights now claimed by the Economy
 66 Light & Power Company to a dam and water power in the Desplaines River
 67 near its junction with the Kankakee River shall be finally declared invalid by any
 68 court of competent jurisdiction or shall in any manner be terminated or in any
 69 manner acquired by the State so as to permit the use for such waterway of the
 70 Desplaines River between Brandon Road and Dresden Heights, then, and in that
 71 case, the commission shall, with the written approval of the Governor, change
 72 the route of the waterway from a point at or near Brandon Road in the Illinois
 73 and Michigan Canal, where a lock not less than forty-five (45) feet wide and not
 74 less than two hundred fifty (250) feet in length shall be constructed, thence a
 75 channel constructed not less than thirty-six (36) feet wide on bottom and not
 76 less than sixty (60) feet wide at water surface, to a point in the Desplaines
 77 River at or near Brandon Road and thence in the Desplaines River to Dres-
 78 den Heights where the channel shall not be less than eight (8) feet in depth and
 79 one hundred fifty (150) feet in width. At or near Dresden Heights a lock and
 80 dam shall be constructed of suitable size, that shall conform in dimensions with
 81 other locks as provided in the Illinois River as hereinafter mentioned and water
 82 power developed as the property of the State of Illinois.

83 No work shall be done toward reconstructing Illinois and Michigan Canal
 84 between a point at or about Brandon Road and Dresden Heights prior to April
 85 first (1st), nineteen hundred and sixteen (1916); unless, before that time, the
 86 alleged rights now claimed by the Economy Light & Power Company to a dam
 87 and water power in the Desplaines River near the junction with the Kankakee
 88 River shall be finally declared valid by the Supreme Court of the United States.

89 The commission is authorized to collect data—make surveys, maps, etc.,
 90 for the purpose of estimating and reporting to the Governor and the next Gen-
 91 eral Assembly the cost of developing that part of the Desplaines River between
 92 Joliet and Brandon Road, and also the cost of developing power at Brandon
 93 Road and probable income from such power developed, with a view at an early
 94 date of incorporating the channel of the Desplaines River between the Sani-

95 tary District power house at or near Lockport, Ill., and Brandon Road into the
96 Illinois Waterway, and for the purpose of conserving, preserving and develop-
97 ing for the State the water power that can be developed at or near Brandon
98 Road in the Desplaines River, which would accrue to and be the property of the
99 State.

100 "K." From a point at or near Dresden Island, hereinbefore described, the
101 waterway shall follow the channel of the Illinois River for a distance of about
102 twenty-four (24) miles, to a point in the Illinois River at or about the west end
103 of Ballards Island, thence on an angle to a point on south bank about one
104 thousand (1,000) feet east of the south end of dam at Marseilles, Illinois. This
105 channel shall be dredged where necessary so as to secure a minimum depth of
106 eight (8) feet and a width of not less than one hundred fifty (150) feet.

107 "L." From this point in the south bank of the river there shall be con-
108 structed a channel for purposes of navigation only, which shall afford a water-
109 way not less than 8 feet in depth and a width of substantially 100 feet, with
110 practically vertical walls, the center-line of said channel extending for a distance
111 of about 600 feet in a southwesterly direction to a point not less than 500 feet
112 south of the top of the south bank of said river, and thence in a westerly direc-
113 tion, substantially parallel to the Illinois River, to a point at the south bank of
114 the Illinois River near or opposite Bell's Island, but the northerly boundary line
115 of the right of way for said channel through section twenty-four (24), township
116 thirty-three (33) north, range four (4) east of the third (3rd) principal merid-
117 ian shall nowhere be farther north of the center line of said channel than 100
118 feet nor shall it anywhere approach the top of the south bank of the Illinois
119 River nearer than four hundred and fifty feet. No material excavated from said
120 channel in the first or most easterly 2,000 feet thereof, or so much of same as is
121 situated in said section twenty-four (24), shall be placed or deposited on the
122 northerly side of said channel.

123 Except as is hereinabove otherwise provided, the center line of said chan-
124 nel shall be as nearly as practicable the center line of the proposed waterway, as

125 recommended by the United States engineers in their report and survey of the
126 Illinois River during the year 1902 and 1904, as appears from Sheet No. 52 of
127 said report and survey of the Illinois River now on file in the War Department
128 of the United States Government.

129 That portion of the channel above described as the first 600 feet thereof,
130 or any other part thereof as may be necessary for the requirements of naviga-
131 tion, may, in the discretion of the commission, be widened to a width of approxi-
132 mately 150 feet. A suitable guard lock or other safety device shall be installed
133 in said channel. At the westerly or lower end of said channel, at or near its place
134 of junction with the Illinois River, a lock shall be constructed of not less than 55
135 feet in width and of not less than 300 feet in length, and of a sufficient depth to
136 maintain not less than 8 feet of water for navigation purposes between upper
137 and lower levels. Said lock to be known as Lock "E." But nothing in this Act
138 contained, nor anything the said commission may do thereunder shall ever have
139 the effect of, or be construed as creating, recognizing, establishing or enlarging
140 any right, title, interest or claim of any person or corporation whatsoever in
141 and to the said Marseilles Dam or any interest therein, or the right to maintain
142 the same, in or to any water power thereby developed; nor as waiving, restrict-
143 ing or limiting any right or power of the State of Illinois with respect to said
144 dam or water power, or at any time hereafter preventing or interfering with the
145 State of Illinois in the exercise of any right, power or option it may lawfully
146 have in respect to or concerning the said dam or water power.

147 "M." Thence the channel of said waterway shall continue in the Illinois
148 River at a depth not less than eight (8) feet and a width of channel of not less
149 than one hundred fifty (150) feet, for a distance of about sixteen (16) miles
150 below Marseilles Dam to a point just above Starved Rock, where a dam and lock
151 shall be constructed; said lock to be designated and known as Lock "F."

152 "N." At the aforesaid point (described in paragraph "M") above Starved
153 Rock in the Illinois River, there shall be constructed a permanent and sub-
154 stantial dam of concrete of the most modern design and type, at least equal to or

155 better than the design and type of the dam across the Mississippi River at or
156 near the city of Keokuk, Iowa, sufficient to control the water in the pool
157 created by said dam to an elevation of one and one-half ($1\frac{1}{2}$) feet above previous
158 maximum high water at the highway bridge across the Illinois River at Ottawa.
159 The elevation of the crest of this dam shall not exceed minus one hundred and
160 twenty-one (121) Chicago city datum, and the water in the pool above said dam
161 at the highway bridge at Ottawa shall be so controlled during all except flood
162 stages of water that the elevation of the water at said highway bridge shall
163 not exceed an elevation of minus one hundred and twenty-one (121) Chicago
164 city datum. Whenever the stage of water at the highway bridge in the city of
165 Ottawa shall exceed minus one hundred twenty-one (121) Chicago city datum,
166 the sluice gates shall be immediately opened and the stage of water shall be
167 maintained at minus one hundred twenty-one (121) Chicago city datum, as
168 nearly as possible, and the said gates shall remain open, if necessary, to their full
169 capacity to maintain said water at said stage, and if the excess water, with the
170 sluice gates all open, shall still raise the stage of water above minus one hun-
171 dred twenty-one (121) Chicago city datum, said sluice gates shall be kept open
172 until the stage of water at said highway bridge shall again reach minus one
173 hundred twenty-one (121) Chicago city datum.

174 The sluice gates in said dam shall be of capacity at least 30 per cent larger
175 than any flood water flow of record, and shall be so controlled, operated and
176 manipulated that the stage of water at the highway bridge at Ottawa shall at
177 no time exceed one and one-half ($1\frac{1}{2}$) feet above the high water heretofore ex-
178 isting at said highway bridge across the Illinois River at Ottawa, Illinois. A
179 lock designated as Lock "F" shall be constructed in connection with this dam;
180 said lock shall have a width of not less than fifty-five (55) feet and a length of
181 not less than three hundred (300) feet. Provision shall also be made at this
182 site for enlarging this lock to a width of not less than eighty (80) feet and a
183 length of not less than six hundred (600) feet, or an additional lock may be

184 constructed not less than eighty (80) feet wide, and not less than six hundred
185 (600) feet in length.

186 “O.” In the construction of said dam at Starved Rock provision shall be
187 made for the development of water power which may be created at this site.
188 This power, as well as other water power created by water passing through
189 said waterway or canal shall be utilized by the State and may be leased and the
190 income therefrom shall be applied to the payment of the interest and principal
191 on bonds issued for the construction of the work named herein.

192 “P.” The channel of the Illinois River below the aforesaid dam shall be
193 improved so as to secure a depth of not less than eight (8) feet of water, and a
194 width of not less than one hundred fifty (150) feet, to a point at or near Utica.

195 “Q.” The said Illinois waterway shall be constructed so as to afford for
196 navigation a channel of a depth of approximately, but not less than eight (8)
197 feet throughout its course at all times. Additional depth of the channel as
198 commerce may require, may be hereafter provided for through appropriate
199 legislation, by and with the cooperation of the State and the Federal Govern-
200 ment, when a sufficient depth of channel in the lower Illinois River and the
201 Mississippi River shall have been attained or provided for by the Federal Gov-
202 ernment to warrant the deepening of the channel of the aforesaid Illinois water-
203 way; it being deemed and hereby declared that the said Illinois waterway is
204 practical for a general plan and scheme of deep waterway along the route here-
205 inbefore mentioned, and is deemed most advantageous for such plan of deep
206 waterway.



- 1 Introduced by Mr. Dudgeon, March 16, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making an appropriation for county agricultural advisors.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the sum of twenty-eight thousand
3 dollars be and the same is hereby appropriated to the Department of Agricul-
4 ture for the payment of county agricultural advisors.

Sec. 2. The Department of Agriculture shall distribute the moneys herein
2 appropriated equally among the several county agricultural advisors of this State
3 upon the following conditions:

4 1. Upon the same proof and subject to like rules and regulations as are
5 prescribed by the United States government for the disbursement of public funds
6 for the same purpose;

7 2. That the county agricultural advisor preserves the qualifications re-
8 quired by the United States Department of Agriculture for similar work.

Sec. 3. The Auditor of Public Accounts is hereby authorized and directed
2 to draw his warrants upon the State Treasurer for the sum herein specified, upon
3 the presentation of vouchers approved by the department of agriculture, accom-
4 panied by the certificate of the agricultural college of the University of Illinois
5 that the requirements of this Act relative to the employment of county advisors
6 has been substantially applied.



- 1 Introduced by Committee on Judicial Department and Practice, March 16, 1917.
- 2 Read a first time, ordered printed and to a second reading.

A BILL

For an Act to amend sections 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 27a, 28, 29 and 30 of an Act entitled "An Act in regard to judgments and decrees and the manner of enforcing the same by execution and to provide for the redemption of real estate sold under execution or decree," approved March 22, 1872, in force July 1, 1872, as amended by subsequent Acts.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That sections 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 27a, 28, 29 and 30 of an Act entitled "An Act in regard to judgments and decrees and the manner of enforcing the same by execution and to provide for the redemption of real estate sold under execution or decree," approved March 22, 1872, in force July 1, 1872, as amended by subsequent Acts, be and the same hereby are amended so as to read as follows:

Sec. 16. When any real estate *shall be levied upon* by virtue of any execution as *aforesaid* or shall be directed to be sold in satisfaction of any judgment or decree of foreclosure of mortgage, enforcement of mechanic's lien or vendor's lien or for the payment of money, it shall be the duty of the sheriff, master in

5 chancery, or other officer making such levy or directed to make such sale, at
 6 once to make and deliver to said judgment or decree creditor a certificate con-
 7 taining the names of the parties as set forth in said judgment or decree, the
 8 date of said judgment or decree and the amount due thereon, including inter-
 9 est, together with a description of the real estate levied on or directed to be
 10 sold and costs accrued and the cost of recording a copy of said certificate, and
 11 thereupon at the cost of said judgment or decree creditor shall file in the office
 12 of the recorder of the county in which the real estate is situated a duplicate of
 13 such certificate.

Sec. 17. To recover the debt found due in a decree execution may issue as
 2 in judgments at law against the lands and tenements, goods and chattels of the
 3 person held personally liable to pay the debt so found due.

4 On cause shown the court may, at any time before sale, appoint a receiver of
 5 real estate, or any part thereof, described in the bill or decree of foreclosure, en-
 6 forcement of mechanic's lien, vendor's lien and of the rents, issues and profits
 7 arising therefrom.

Sec. 18. Any defendant, his heirs, executors, administrators or assigns or
 2 any person interested in the real estate through or under such defendant may,
 3 within twelve months from the date of such certificate, or within fifteen months
 4 therefrom if there shall be no redemption by a decree or judgment creditor as
 5 hereinafter provided, pay to the sheriff, master in chancery, or other officer
 6 issuing said certificate, or his successor in office, for the benefit of the decree or
 7 judgment creditor, his executors, administrators or assigns holding such certifi-
 8 cate, the amount due as set forth in said certificate, together with interest there-
 9 on at the rate of six per centum per annum from the date of said certificate,
 10 and all other sums due under said certificate according to the provisions of this
 11 Act. Said certificate shall thereupon be null and void.

Sec. 19. It shall be the duty of the sheriff, master in chancery, or other
 2 officer or person who executed said certificate, upon payment to him of said sum

3 *as aforesaid* to make out an instrument in writing under his hand and seal evi-
 4 dencing such *satisfaction*, which shall be recorded in the recorder's office of the
 5 proper county, which recording shall be paid for by the party *so satisfying said*
 6 *judgment or decree*.

Sec. 20. If such *decree or judgment shall not be satisfied, as aforesaid*, any
 2 decree or judgment creditor, his executors, administrators or assigns may, after
 3 the expiration of twelve months and within fifteen months after the *date of said*
 4 *certificate*, redeem the *said real estate* in the following manner: Such creditor, his
 5 executors, administrators or assigns may sue out an execution upon his judg-
 6 ment or decree, and place the same in the hands of the sheriff or other proper
 7 officer to execute the same, who shall endorse upon the back thereof a levy of
 8 the *real estate* desired to be redeemed, and the person desiring to make such
 9 redemption shall pay to such officer the amount *due, as set forth in said certifi-*
 10 *cate* with interest thereon at the rate of six per centum per annum from the date
 11 *thereof and all other sums due under said certificate according to the provi-*
 12 *sions of this Act, as shown in said certificate, together with costs, as therein set*
 13 *forth*, for the use of such creditor, his executors, administrators, or assigns;
 14 whereupon such officer shall, *at the cost of the redeeming creditor*, make and
 15 *deliver to the person so redeeming a certificate of such redemption, setting forth*
 16 *the amount of redemption money paid and when paid, the amount of the judg-*
 17 *ment or decree upon which execution issued and when issued, the amount of costs*
 18 *paid by said redeeming creditor, and at the cost of the person so redeeming there-*
 19 *upon* file in the office of the recorder of the county in which the *real estate* is sit-
 20 uated a *duplicate of said certificate*.

Sec. 21. *Successive redemption may be made as follows: The creditor so*
 2 *redeeming shall pay to said officer the amount of the redemption money last*
 3 *paid, together with interest thereon at the rate of six per centum per annum*
 4 *from the date of such redemption, and the costs thereon, and the amount of the*
 5 *judgment or decree under which said previous judgment or decree creditor so re-*

6 *deemed with interest thereon from the date of such judgment or decree as shown*
 7 *by said redemption certificate filed for record as aforesaid, and all other sums*
 8 *due under said last certificate of redemption according to the provisions of this*
 9 *Act for the use of the creditor named in such redemption certificate, his execu-*
 10 *tors, administrators or assigns; whereupon such officer shall, at the cost of said*
 11 *redeeming creditor, deliver to the person so redeeming a certificate of such last*
 12 *redemption, setting forth the amount of redemption money paid and when paid,*
 13 *and the amount of the judgment or decree under which such redemption was*
 14 *made, and the date of rendition of the same, the amount of costs paid by said*
 15 *redeeming party, and the cost of recording a duplicate of said last certificate of*
 16 *redemption, and thereupon file in the office of the recorder in the county in which*
 17 *the real estate is situated a duplicate of such last certificate of redemption.*

Sec. 22. When there are several decree or judgment creditors, the creditor
 2 having the senior judgment or decree shall have the preference to redeem during
 3 the first two days next after the expiration of the twelve months, and the other
 4 creditors shall respectively have preference to redeem during a like time, in the
 5 order of seniority of their several judgments or decrees; but where two or more
 6 judgments or decrees bear equal date, the creditor first paying the redemption
 7 money shall have preference.

Sec. 23. *The holder of any certificate heretofore described in this Act shall*
 2 *have the right to pay all taxes and assessments which are or may become a lien*
 3 *on the real estate therein described, and the amount paid for such taxes and*
 4 *assessments together with interest thereon at the rate of six per centum per*
 5 *annum shall be added to the amount due under such certificate and shall likewise*
 6 *be due thereunder, upon a receipt or receipts for such taxes or assessments being*
 7 *filed with the officer who executed such certificate, or his successor in office.*

Sec. 24. Any joint owner, his executors, administrators or assigns, or a
 2 decree or judgment creditor of such joint owner may redeem the interest of such
 3 joint owner in the *real estate* to be sold, on execution or decree, in the manner

4 and upon the conditions hereinbefore provided, upon the payment of his proper
5 tion of the amount which would be necessary to redeem the whole.

Sec. 25. For the purpose of redemption of real estate of a deceased debtor,
2 any person whose claim shall have been probated and allowed against the estate
3 of such deceased debtor, shall be considered a judgment creditor, and for the
4 purpose of enabling such creditor to redeem it shall be lawful for the clerk of
5 the court wherein letters testamentary or of administration were granted, to issue
6 a special execution to the sheriff of the proper county and like proceedings *for*
7 *redemption* shall be had as upon other executions.

Sec. 26. Every certificate which shall be *issued* by any officer under the
2 provisions of this Act, shall be assignable by endorsement thereon, *under the*
3 *hand of the person to whom it shall be issued*, or his heirs, executors, adminis-
4 trators or assigns, and every person to whom the same shall be so assigned
5 shall be entitled to the same benefits therefrom in every respect, that the per-
6 son therein named would have been if the same had not been assigned.

Sec. 27. *At any time before the expiration of fifteen months from the date*
2 *of the certificate provided for in section 16 of this Act, any defendant, his heirs,*
3 *executors, administrators or assigns may pay to the officer issuing the last cer-*
4 *tificate of redemption or to his successor in office, for the benefit of the person to*
5 *whom it was issued, his executors, administrators or assigns, the amount due un-*
6 *der such certificate of redemption with interest at six per centum per annum*
7 *from the date thereof and all other sums due thereunder by the terms of this Act,*
8 *and thereupon such redemption certificate and all preceding certificates shall be*
9 *null and void and the judgment or decree on which the original certificate was*
10 *based shall thereupon be satisfied and such officer or his successor in office shall*
11 *make out under his hand and seal and deliver to the person making the payment*
12 *an instrument in writing evidencing such payment and such person shall cause*
13 *the same to be recorded in the recorder's office of the proper county.*

Sec. 27a. *No commission on the amount of the redemption money paid, in
2 any case shall be allowed to the officer receiving the same.*

Sec. 28. *If said judgment or decree shall not be satisfied, as aforesaid, by
2 any defendant, his heirs, executors, administrators, assigns or any person inter-
3 ested in the real estate through or under the defendant, the real estate in said
4 certificate described shall immediately after the expiration of fifteen months
5 from the date of the first certificate provided for in this Act, be sold by the
6 sheriff, master in chancery, or other officer who issued said first certificate, or by
7 his successor in office or by some person especially appointed to make such sale, to
8 satisfy the amount due under said certificate or under the last recorded certifi-
9 cate of redemption as in this Act provided.*

Sec. 29. *Upon making any sale of real estate the purchaser shall be entitled
2 to a deed therefor at any time within five years from the date of such sale. The
3 deed shall be executed by the sheriff, master in chancery or other officer who
4 made such sale, or by his successor in office, or by some person especially ap-
5 pointed by the court for the purpose. When such deed is not taken within the
6 time limited by this Act the sale shall be null and void; but if such deed is wrong-
7 fully withheld by the officer whose duty it is to execute the same, or if the execu-
8 tion of such deed is restrained by injunction or order of a court or judge, the
9 time during which the deed is so withheld or the execution thereof restrained
10 shall not be taken as any part of the five years within which said purchaser shall
11 take a deed.*

Sec. 30. *All Acts and parts of Acts in conflict with this Act are hereby re-
2 pealed: Provided, however, this Act and the repeal effected hereby, shall not ap-
3 ply to sales of real estate made pursuant to decrees foreclosing mortgages or
4 trust deeds executed prior to July 1, 1917, or foreclosing mechanic's liens or
5 vendor's liens arising out of contracts existing prior to July 1, 1917, or made
6 pursuant to a judgment or decree for breach of a contract existing prior to July*

7 1, 1917, or any judgment or decree entered prior to July 1, 1917; but such sales
8 shall be governed by the provisions of the Act entitled, "An Act in regard to
9 judgments and decrees and the manner of enforcing the same by execution and to
10 provide for the redemption of real estate sold under execution or decree," ap-
11 proved March 22, 1872, in force July 1, 1872, and Acts amendatory thereof.



1 Introduced by Mr. Dahlberg, March 20, 1917.

2 Read by title, ordered printed and referred to Committee on Education.

A BILL

For an Act to regulate soliciting for scholarships and the collection of tuition fees
by certain schools.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* It shall be unlawful for any commercial
3 correspondence school, business college or commercial department of any private
4 school, its agents or representatives to canvass for or to sell to students, or
5 parents or guardians of students, any scholarship for tuition fees or to contract
6 for, or to take payment for any such scholarship in money, notes or evidences of
7 indebtedness before registration in good faith, of any such student in such school,
8 college or commercial department, unless the said school, through its proprietor,
9 agent or representative, shall first make application to the Superintendent of
10 Public Instruction, as hereinafter provided, and receive from said Superintend-
11 ent of Public Instruction a permit or license granting to such school the right so
12 to canvass and sell scholarships and to receive tuition.

Sec. 2. The application to the Superintendent of Public Instruction shall set

2 forth the name of the school seeking the permit, its location, the number and

3 qualifications of instructors employed in such school, the courses of study in
4 which instruction is offered, the subjects included in each course, the entrance and
5 graduation requirements for such course, and in addition thereto, the applicant
6 shall furnish the Superintendent of Public Instruction such information relative
7 to his standing in the community, the sanitary conditions existing in the school
8 and such other information as the Superintendent of Public Instruction may
9 deem necessary in the interest of health, safety, comfort, and morals.

Sec. 3. The Superintendent of Public Instruction shall have power and au-
2 thority to revoke any permit or license issued by him at his discretion for satis-
3 factory cause.

Sec. 4. The fee for the permit or license provided for herein shall be for
2 each separate institution one hundred dollars (\$100.00) and an additional fee of
3 twenty-five dollars (\$25.00) shall be charged for each agent, canvasser or
4 solicitor who may be engaged by the said school. The corporation or proprietor
5 of such institution shall be required to give bond in the sum of five thousand dol-
6 lars (\$5,000.00), to be approved by the Superintendent of Public Instruction,
7 conditional upon compliance with the provisions of this Act.

Sec. 5. Any person who shall violate this Act shall, upon conviction, be
2 deemed guilty of a misdemeanor and shall be fined in a sum not to exceed five
3 hundred dollars (\$500.00) for each offense or by imprisonment in the county jail.
4 or house of correction for not to exceed one year, or by both such fine and im-
5 prisonment, in the discretion of the court trying the same.

Sec. 6. Nothing in this Act shall be construed to prevent canvassing or
2 soliciting for students in any school where no scholarship is sold, or where no
3 fees for tuition are collected, previous to registration, or to prevent the legiti-
4 mate advertising of any such school. Nothing in this Act shall be construed to
5 apply to any public or parochial institution or school.



- 1 Introduced by Mr. Dahlberg, March 20, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For "An Act granting all interest and title of the State of Illinois in certain lands to the City of Chicago, for street purposes."

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That all right, title and interest of the State of Illinois in and to the land described as follows be, and the same are hereby, granted and conveyed to the City of Chicago, to be held for street purposes, that is to say:

6 The strip of land thirty-three (33) feet wide, lying south of and adjoining
7 the south lines of sections eleven (11) and twelve (12) and extending from the
8 westerly United States meander line of Lake Calumet to the easterly shore line of
9 said lake; all in township thirty-seven (37) north, range fourteen (14) east of
10 the third (3rd) principal meridian, north of Indian boundary line.



- 1 Introduced by Mr. Flagg, March 20, 1917.
- 2 Read by title, ordered printed and referred to Committee on Agriculture.

SYNOPSIS OF THE CONTENTS OF THE BILL FOR A PLANT INSPECTION
ACT.

- Sec. 1. Short title.
- Sec. 2. Definition of terms.
- Sec. 3. Appointment and duties of inspector and assistants.
- Secs. 4, 5, 6, 7. Inspection and certification of nurseries.
- Secs. 8, 9, 10. Certification of dealers, solicitors, and agents.
- Sec. 11. Forfeiture of certificate.
- Secs. 12, 13. Tags must be affixed.
- Sec. 14. Substitution of certificates of other states.
- Sec. 15. Infested or infected plants declared a nuisance.
- Sec. 16. Power to inspect presumably dangerous property and to suppress nuisances discovered.
- Sec. 17. Inspection at request of municipalities, etc.
- Sec. 18. Inspection of plants other than nursery stock at the request of owner.
- Secs. 19, 20. Quarantine against infested or infected localities outside and inside the State.
- Sec. 21. Power to prevent extension of local outbreaks.
- Sec. 22. Right of appeal to the director.
- Sec. 23. Penalties.
- Secs. 24, 25, 26. Miscellaneous general provisions.
- Sec. 27. Repealing clause.

A BILL

For an Act to prevent the introduction into and the dissemination within this State of insect pests and diseases injurious to the plants and plant products of this State.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That this Act shall be known by the short
3 title of "The Plant Inspection Act of 1917."

Sec. 2. For the purposes of this Act, the following terms shall be con-
2 strued, respectively, to mean:

3 Insect pests and diseases:—Insect pests and diseases injurious to plants and
4 plant products of this State, including any of the stages of development of such
5 insect pests and diseases.

6 Plants and plant products:—Trees, shrubs, vines, forage and cereal plants,
7 and all other plants; cuttings, grafts, scions, buds, and all other parts of plants;
8 and fruit, vegetables, roots, bulbs, seeds, wood, lumber, and all other plant
9 products.

10 Nursery stock:—All field-grown florist's stock, trees, shrubs, vines, cuttings,
11 grafts, scions, buds, fruit-pits, and other seeds of fruit and ornamental trees and
12 shrubs, and other plants and plant products grown or kept for propagation, ex-
13 cepting field, vegetable, and flower seeds, bedding plants, and other herbaceous
14 plants, bulbs, and roots.

15 Nursery:—Any grounds or premises on or in which nursery stock is propa-
16 gated and grown for sale, or any grounds or premises on or in which nursery
17 stock is being fumigated, treated, packed or stored.

18 Nurseryman:—Any person who owns, leases, manages, or is in charge of a
19 nursery.

20 Dealer:—Any person not a grower of nursery stock in this State, who buys
21 nursery stock for the purpose of reselling and reshipping independent of any
22 control of the nurseryman.

23 Agent:—Any person selling nursery stock under the partial or full control
24 of a nurseryman, or of a dealer or other agent. This term shall also apply to
25 any person engaged with a nurseryman, dealer or agent in handling nursery stock
26 on a co-operative basis.

27 Places:—Vessels, cars and other vehicles, buildings, docks, nurseries, or-
28 chards and other premises, where plants and plant products are grown, kept, or
29 handled.

30 Persons:—Individuals, associations, partnerships and corporations.

31 Words used in the Act shall be construed to import either the plural or the
32 singular, as the case demands.

 Sec. 3. It shall be the duty of the director of agriculture, hereinafter called
2 the director, to appoint some person qualified by scientific training and practical
3 experience, to be chief inspector of nurseries, hereinafter called the inspector,
4 and such assistant inspectors as may be necessary, hereinafter called assistants,
5 whose duty it shall be to inspect once each year all nurseries and nursery stock in
6 the State of Illinois as to whether they are infested or infected by insect pests
7 and diseases.

 Sec. 4. The director, through the inspector or assistants, shall have author-
2 ity to inspect any orchard, fruit- or garden-plantation, field, park cemetery, pri-
3 vate premises, or public place, and any place which might become infested or in-
4 fected with insect pests or diseases. He shall also have authority to inspect or
5 to reinspect at any time or place any nursery stock shipped in or into the State,
6 and to treat it as hereinafter provided. For the purposes of inspection, the in-
7 spector and assistants shall have free access within reasonable hours to any field,

8 orchard, garden, packing ground, building, cellar, freight or express office, ware-
 9 house, car, vessel, or other place where it may be necessary or desirable for them
 10 to enter in carrying out the provisions of this Act. It shall be unlawful to deny
 11 such access to the inspector or assistants or to hinder, thwart, or defeat such
 12 inspection by misrepresenting or concealing facts or conditions, or otherwise.

Sec. 5. Persons desiring to sell or ship nursery stock in this State shall make
 2 application in writing before July 1 of each year to the director for the inspec-
 3 tion of their stock, and any nurseryman failing to comply with this section shall
 4 be liable to extra charges to cover the expenses of a special trip by the inspector
 5 or an assistant. Every person receiving directly or indirectly any nursery stock
 6 from a foreign country shall notify the director of the arrival of such shipment,
 7 of the contents thereof, and of the name of the consignor, and shall hold such
 8 shipment unopened until duly inspected or released by the director.

Sec. 6. It shall be the duty of the director to cause to be inspected by his
 2 inspector or assistants, at least once each year between July 1 and September 15,
 3 all nurseries in the State of Illinois as to whether they are infested by insect
 4 pests or infected by diseases. If upon the inspection of any nursery as above
 5 provided it shall appear that said nursery and its premises are apparently free
 6 from insect pests and diseases, it shall be the duty of the director, upon payment
 7 of the expenses of inspection as certified by him, to give or to send to the owner
 8 of said nursery or the person in charge of the same, not later than October 1, a
 9 certificate signed by the inspector setting forth the fact of such inspection, and
 10 said certificate shall be valid not to exceed one year from the date thereof. The
 11 provisions of this section shall not apply to florist's greenhouse plants nor to
 12 flowers or cuttings commonly known as greenhouse stock. It shall be unlawful
 13 for any person to sell or to offer for sale or to remove or ship from a nursery or
 14 other premises any nursery stock until such stock has been officially inspected and
 15 a certificate or permit covering it has been granted by the director; except that
 16 scions of fruit trees may be shipped from one place to another within this State

17 without inspection, under a special permit of the director, in which case they
18 must be held unused by the person receiving them until they have been duly in-
19 spected and pronounced free from insect pests and diseases.

Sec. 7. If the director shall find that part of a nursery is infested or infected
2 with insect pests or plant diseases, and that the remainder of it is not so infested
3 or infected, or if he shall have reason to believe that a nursery is liable, by reason
4 of its proximity to infested or infected premises, to become so infested or in-
5 fected before the next annual inspection, he may prescribe in writing such meas-
6 ures of precaution, or may make in writing such conditions as to the use of his
7 certificate, as may in his judgment be necessary, and he may withhold a certifi-
8 cate until such conditions have been accepted in writing by the owner or said
9 nursery; and the use of such certificate without taking such measures of precau-
10 tion or observing such conditions shall subject the owner of said nursery to the
11 penalties prescribed for a violation of this Act.

Sec. 8. Every dealer within the meaning of this Act, located either within
2 or without the State, engaged in selling nursery stock in this State or soliciting
3 orders for nursery stock within this State, shall secure a dealer's certificate, first
4 furnishing an affidavit that he will buy and sell only stock which has been duly
5 inspected and certified by an official State inspector; and that he will maintain
6 with the director a list of all sources from which he secures his stock.

Sec. 9. Nurserymen, dealers or other persons residing or doing business out-
2 side the State desiring to solicit orders for nursery stock in this State, shall,
3 upon filing a certified copy of their original state certificate with the director, if
4 said certificate is approved by the director, receive a certificate permitting such
5 persons to solicit orders for nursery stock in this State.

Sec. 10. All agents within the meaning of this Act selling nursery stock or
2 soliciting orders for nursery stock for any nurseryman or dealer located within
3 the State or outside the State, shall be required to secure and carry a dealer's

4 certificate bearing a copy of the certificate held by the principal. Said agent's
5 certificate shall be issued only by the director to agents authorized by their prin-
6 cipal or upon request of their principal.

Sec. 11. If it shall be found at any time that a certificate of inspection is-
2 sued or accepted pursuant to the provisions of this Act is being used in connec-
3 tion with plants or plant products which are infested or infected with insect
4 pests or diseases, or is being used in connection with plants or other property
5 which have not been inspected and certified as aforesaid, its further use may
6 be prohibited, subject to such inspection and other disposition of the plants and
7 plant products involved as may be provided for by the director.

Sec. 12. It shall be unlawful for any person to bring or cause to be brought
2 into this State any nursery stock unless there is plainly and legibly marked
3 thereon or affixed thereto, or on or to the car or other vehicle carrying, or on
4 the bundle, package, or other container of, the same, in a conspicuous place, a
5 statement or a tag or other device showing the names and addresses of the con-
6 signors or shippers and the consignees or persons to whom shipped, the general
7 nature and quantity of the contents, and the name of the locality where grown,
8 together with a certificate of inspection of the proper official of the state, terri-
9 tory, district, or country from which it was brought or shipped, showing that such
10 plant or plant product was found or believed to be free from insect pests and
11 diseases.

Sec. 13. Every person who shall engage in the selling or shipping of nur-
2 sery stock in this State is hereby required to attach to the outside of each pack-
3 age, box, bale, or car-load shipped or otherwise delivered, a tag or poster on
4 which shall appear an exact copy of his valid certificate. In case any nursery
5 stock is shipped in this State or into this State from another state, country, or
6 province without a valid certificate plainly affixed as aforesaid, the fact must be
7 promptly reported to the director by the person carrying the same, together with

8 the names of the consignor and consignee and the nature of the shipment. Any
 9 person receiving nursery stock brought into this State from outside this State
 10 without a valid certificate approved by the director affixed as aforesaid, shall at
 11 once notify the director of the fact, and shall not allow such nursery stock to
 12 leave his possession until it has been inspected or released by the inspector or his
 13 assistant, and the expenses of such inspection shall be paid by the consignee be-
 14 fore the said nursery stock is certified or released.

Sec. 14. It shall be unlawful for any person to sell, give away, carry, ship,
 2 or deliver for carriage or shipment within this State any nursery stock unless
 3 such nursery stock has been officially inspected and a certificate issued by the di-
 4 rector stating that said nursery stock has been inspected and found free from in-
 5 sect pests and diseases. It shall, however, be the privilege of a nurseryman
 6 holding a valid certificate covering nursery stock grown by him to ship under
 7 said certificate nursery stock grown for him elsewhere or purchased by him from
 8 other states or countries, provided that all such nursery stock is received un-
 9 der an official certificate acceptable to the inspector stating that it has been in-
 10 spected where grown and found to be apparently free from insect pests and
 11 diseases. The director shall send once each year not later than July 1 to all
 12 nurserymen in the State known to him a list of the official inspectors of other
 13 states and foreign countries whose inspection certificates may be accepted in this
 14 State for one year from the date thereof as equivalent to his own certificate.

Sec. 15. All gardeners, horticulturists, nurserymen, superintendents of pub-
 2 lic parks, or other growers of or dealers in plants of any kind upon their own
 3 lands, upon leased lands or premises, or upon public parks, or highways, shall free
 4 and keep free all plants, shrubs, trees, vines, cuttings, scions, buds, stocks, or
 5 other plant parts grown, cultivated, or brought in by them, and all places owned
 6 by them from all insect pests and diseases which are liable to spread to other
 7 plants or places on public highways or upon lands belonging to other owners, and
 8 all plants, shrubs, or trees, or places so infested or infected, are hereby declared
 9 to be a nuisance.

Sec. 16. If the inspector shall have reason to suppose that any property or
2 place in this State is infested or infected by insect pests or diseases, he shall have
3 power to inspect or to cause to be inspected from time to time such property or
4 place, and if the inspector shall find by inspection as aforesaid that any person
5 is maintaining a nuisance, as described in this section, the director shall give
6 written notice of the facts to the owner or other person in possession or control
7 of the place where found, which said notice shall contain a description of methods
8 by which, and specify a time within which, said nuisance should be abated, and
9 such owner or other person shall proceed to control, eradicate, or prevent the
10 dissemination of, such insect pest or disease within the time and in the manner
11 described by said notice, and shall remove, cut or destroy infested and infected
12 plants and plant products, or things and substances used or connected therewith,
13 if the same are incapable of effective treatment. Whenever such owner or other
14 person can not be found, or shall fail, neglect, or refuse to obey the requirements
15 of said notice, such requirements shall be carried out by the inspector or other
16 employees of the director, if, in the judgment of the director, it is practicable for
17 them so to do, and the director shall have and enforce a lien for the expense
18 thereof against the place in or upon which such expense was incurred, in the same
19 manner as liens are had and enforced against buildings and lots, wharves and
20 piers, for labor and materials furnished by virtue of contract with the owner.

Sec. 17. Any municipality, park board, or other board or person in control
2 of public grounds may apply to the director for an inspection of the same with
3 reference to the presence of insect pests or diseases, agreeing in his application
4 to pay in full the expenses of the inspection; and upon receipt of such applica-
5 tion and agreement, or as soon thereafter as may be conveniently practicable, the
6 director may comply with such request, and upon receipt of the expenses of the
7 inspection he shall send to the applicant a statement as to the facts disclosed.

Sec. 18. Any owner of florist's stock or other herbaceous plants which he
2 wishes to ship into another state or country, may apply to the director for an

3 inspection of the same with reference to the presence of insect pests or diseases
4 liable to prevent the acceptance of such plants in such state or country, agreeing
5 in his application to pay in full the expenses of the inspection, and upon receipt
6 of such application and agreement, or as soon thereafter as may be conveniently
7 practicable, the director may comply with such request, and upon receipt of the
8 expenses of the inspection he shall issue to the applicant a certificate to the facts
9 disclosed.

Sec. 19. Whenever the director shall find that there exists outside of this
2 State any insect pest or disease, and that in order to safeguard plants and plant
3 products in this State, its introduction into this State should be prevented, the
4 director shall give public notice thereof, specifying the plants and plant products
5 infested or infected, or likely to become infested or infected therewith, and the
6 movement of such plants or plant products into this State from the infested or
7 infected locality designated in said public notice, shall thereafter be prohibited
8 until the director shall find that the danger of the introduction into this State
9 of such insect pests or diseases from such locality has ceased to exist, of which
10 the director shall give public notice.

Sec. 20. Whenever the director shall find that there exists in this State, or
2 any part thereof, any insect pest or disease, and that its dissemination should be
3 controlled or prevented, the director shall give public notice thereof, specifying
4 the plant and plant products infested or infected, or likely to become infested or
5 infected therewith, and the movement, planting or other use of any such plant
6 or plant product, or other thing or substance specified in such notice as likely to
7 carry and disseminate such insect pest or disease, except under such conditions
8 as shall be prescribed by the director as to inspection, treatment and disposition,
9 shall be prohibited within such area as shall be designated in said public notice
10 until the director shall find that the danger of dissemination of such insect pest
11 or disease has ceased to exist, of which the director shall give public notice.

Sec. 21. If the director shall find, at any time, in any county, township, or
2 other geographical district, fields, crops, or any property or place so infested by
3 insect pests, or infected with plant diseases as to threaten increasing or serious
4 injury to farm crops or other property, which injury might, in the judgment of
5 the director, be restrained by reasonable measures of arrest and prevention, he
6 shall require of all persons owning, leasing, managing, or occupying property
7 infested by such insect pests, or infected by such diseases, within said district,
8 that they shall take such measures of arrest and prevention as are prescribed by
9 the director for the protection of the property of others against injury; and it
10 shall be the duty of every person so notified and instructed to perform the acts
11 required of him by the instructions of the director.

Sec. 22. Any person affected by any rule or regulation made or notice given,
2 pursuant to this Act, may have a review thereof by the director for the purpose
3 of having such rule, regulation or notice modified, suspended, or withdrawn.
4 Such review shall be allowed and considered and the costs thereof fixed, as-
5 sessed, collected or paid in such manner and in accordance with such rules and
6 regulations as may be prescribed by the director.

Sec. 23. Any person who shall violate the provisions of this Act with ref-
2 erence to the sale, shipment, delivery, receipt, labeling, transportation, or treat-
3 ment of nursery stock, plants, plant products, or other property; or who shall
4 fail to report the receipt of uncertified nursery stock as required in section 13
5 of this Act; or who shall forge, counterfeit, deface, alter, destroy, or wrongfully
6 use any certificate provided for in this Act; or who shall use, plant, or remove,
7 without permission of the director or inspector, infested or infected property con-
8 cerning whose condition he has received official notice; or who shall maintain
9 a nuisance as described in this Act, after notice by the director; or who shall
10 fail or neglect to take such reasonable measures for the arrest and prevention
11 of injury by insect pests and diseases as are required of him by the director un-
12 der section 21 of this Act; or who shall offer any hindrance or resistance to the

13 carrying out of this Act; shall be adjudged guilty of a misdemeanor, and upon
14 conviction shall be punished by a fine of not less than ten dollars or more than a
15 hundred dollars for each and every offense, together with all costs of procedure.
16 It shall be the duty of the director to furnish to the state's attorney of the county
17 in which an offense is committed, or to the Attorney General of the State, all in-
18 formation in his possession concerning violations of this Act, and the officer so
19 notified shall prosecute such violations of this Act, and the amounts so recovered
20 shall be paid into the treasury of the State.

Sec. 24. In construing and enforcing the provisions of this Act, the act, omis-
2 sion or failure of any official, agent or other person acting for or employed by
3 any association, partnership or corporation, within the scope of his employment
4 or office, shall, in every case, also be deemed the act, omission or failure of such
5 association, partnership or corporation, as well as that of the person.

Sec. 25. This Act shall not be so construed or enforced as to conflict in any
2 way with any Act of Congress regulating the movement of plants or plant prod-
3 ucts in interstate or foreign commerce.

Sec. 26. If any section or part of a section of this Act shall, for any cause,
2 be held unconstitutional, such fact shall not affect the remainder of this Act.

Sec. 27. All Acts and parts of Acts inconsistent with the provisions of this
2 Act are hereby repealed.



- 1 Introduced by Mr. Lager, March 20, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend "An Act to revise the law in relation to attorneys and counselors," approved March 28, 1874, in force July 1, 1874, as subsequently amended, by adding thereto four new sections, to be known as sections 13, 14, 15 and 16.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That "An Act to revise the law in rela-
3 tion to attorneys and counselors," approved March 28, 1874, in force July 1,
4 1874, be and the same is hereby amended by adding thereto four new sections,
5 to be known as sections 13, 14, 15, 16, and to read as follows:

6 Sec. 13. No person admitted to practice in any court of this State shall,
7 either directly or indirectly, by himself or by any other person, either before or
8 after action brought, promise or give any valuable consideration to any person or
9 corporation as an inducement to the placing, or in consideration of having placed,
10 in his hands, or in the hands of another, any claim of any nature whatever, for
11 the purpose of bringing an action thereon, or of conducting or assisting in the

12 conduct, or prosecution, settlement, or defense of any action, proceeding or claim
13 of any character.

14 Sec. 14. No person admitted to practice in any court of this State shall,
15 directly or indirectly, divide or share with any person not admitted and allowed
16 to practice in a court of this or some other state, any fee, emolument or compen-
17 sation of any kind or nature; nor shall any claim adjuster or solicitor of busi-
18 ness or policeman, court or prison official, sheriff or jailer, physician, hospital
19 attache, or any other person be paid, directly or indirectly, by any person admit-
20 ted to practice law in any court of this or any other state, or receive or offer to
21 receive from any such person, or from any claimant or litigant, anything of
22 value as a consideration for the placing or having placed in the hands of such
23 practitioner any business requiring services from such practitioner.

24 Sec. 15. Every person convicted of a violation of any of the provisions of
25 this Act shall be punished by a fine of not exceeding one hundred dollars, and a
26 second conviction of a person admitted to practice in this State shall operate as
27 an annulment of his license to practice law.

28 Sec. 16. Nothing in this Act shall apply to bona fide collection agencies
29 and claim forwarders.



- 1 Introduced by Mr. McDavid, March 20, 1917.
- 2 Read by title, ordered printed and referred to Committee on Efficiency and Economy.

A BILL

For an Act to amend an Act entitled, "An Act for the conservation of game, wild fowl, birds and fish in the State of Illinois, for the appointment of a commission and staff for the enforcement thereof, and to repeal certain Acts relating thereto," approved June 23, 1913, in force July 1, 1913, as subsequently amended, by amending sections one (1) and two (2) thereof and by repealing section three (3).

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: That an Act entitled, "An Act for the conservation of game, wild fowl, birds and fish in the State of Illinois, for the appointment of a commission and staff for the enforcement thereof, and to repeal certain Acts relating thereto," approved June 23, 1913, in force July 1, 1913, as subsequently amended, be and the same is hereby amended by amending sections one (1) and two (2) thereof to read as inserted at length herein, and by repealing section three (3).*

Sec. 1. It shall be the duty of *the chief game and fish warden appointed under an Act entitled, "An Act in relation to the civil administration of the State government," approved.....1917, in force July 1, 1917, to conserve and propagate the game, wild fowl, birds and fish of the State, to secure*

13 the enforcement of all the statutes of the State for the preservation and propaga-
 14 tion of game, wild fowl, birds and fish, and bring, or cause to be brought, actions
 15 and proceedings in the name of the People of the State of Illinois to recover any
 16 and all fines and penalties provided for in such laws relating to game, wild fowl,
 17 birds and fish and to prosecute all violations of said statutes.

18 Sec. 2. To carry out the provisions of this Act, the *sheriff of each county*
 19 *shall be ex officio game warden for the county and all constables of such county*
 20 *shall be deputy wardens. The sheriff as such game warden, and the constables as*
 21 *such deputy game wardens shall be subject to the control of the chief game and*
 22 *fish warden with respect to the execution of this Act. Sheriffs and constables as*
 23 *such wardens and deputy wardens shall receive no salary per diem or expenses as*
 24 *such, but shall be entitled to receive in addition to the fees and mileage provided*
 25 *by law, one-half of all the fines recovered for violations of this Act and in all*
 26 *cases wherein such sheriff's or constables shall have filed the complaint. Wherever*
 27 *in this Act the word or words "game warden" or "game wardens" are used,*
 28 *they shall be construed to mean the sheriff, and wherever the words "deputy*
 29 *warden" or "deputy game wardens" are used, they shall be construed to mean the*
 30 *constable. The chief game and fish warden shall have power to employ such*
 31 *officers, agents and employees as he may deem necessary for the efficient conduct*
 32 *of the business of this department: Provided, each land owner and each tenant*
 33 *in possession and control of lands in this State shall be vested with like power*
 34 *for the enforcement of the provisions of this Act as are sheriffs and constables*
 35 *with respect to the lands owned, possessed and controlled by them, and shall also*
 36 *receive one-half of all fines recovered for violations of this Act, wherein such land*
 37 *owner or tenant, shall have filed the complaint.*

38 Sec. 2. Section three (3) of an Act entitled, "An Act for the conservation of
 39 game, wild fowl, birds and fish in the State of Illinois, for the appointment of a
 40 commission and staff for the enforcement thereof, and to repeal certain Acts
 41 relating thereto," approved June 23, 1913, in force July 1, 1913, as subsequently
 42 amended, is hereby repealed.



1 Introduced by Mr. Miller, March 20, 1917.

2 Read by title, ordered printed and referred to Committee on Efficiency and
Economy.

A BILL

For an Act to regulate the hours of employment of State employees.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the time of employment of all em-
3 ployees of the State (except elective and executive officers and confidential em-
4 ployees) shall not exceed eight (8) hours in any twenty-four (24) hours, and the
5 time employees in any one week shall not exceed forty-eight (48) hours: *Pro-*
6 *vided,* that in case of emergency where life or property is in danger, employ-
7 ment may be continued for a reasonable time beyond the hours herein limited
8 during the existence of such emergency.

Sec. 2. Any officer, superintendent or other person in charge of or respon-
2 sible for the employment of such public employees named in section one (1)
3 hereof, who shall violate the provisions of this Act shall, upon conviction
4 thereof, be punishable by a fine of not less than five (\$5.00) dollars nor more
5 than one hundred (\$100.00) dollars for each such offense.

- 1 Introduced by Mr. Milroy, March 20, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act for an appropriation to the board of education of school district number 131 at Aurora, Illinois, for excess cost of maintaining and operating classes for deaf children during the school years of 1914-1915 and 1915-1916.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That in accordance with an Act entitled,
3 “An Act to enable school directors and boards of education to establish and
4 maintain classes and schools for deaf and dumb and blind, and providing for the
5 payment from the State Treasury of excess cost of maintaining and operating
6 classes and schools over the cost of maintaining and operating elementary schools
7 for normal children,” approved June 2, 1911, in force July 1, 1911, there be
8 and there hereby is appropriated to the board of education of school district
9 number 131 of Aurora, Illinois, the sum of \$1858.26 to cover the excess cost of
10 maintaining and operating a school for the deaf during the school years 1914-
11 1915 and 1915-1916.

Sec. 2. The Auditor of Public Accounts is hereby authorized and directed
2 to draw his warrant on the State Treasurer for the sum herein appropriated to
3 the board of education of school district number 131 at Aurora, Illinois, as pro-
4 vided in section 1 of this Act, and the State Treasurer shall pay same out of any
5 funds in his hands not otherwise appropriated.

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- 1 Introduced by Mr. Mueller, March 20, 1917.
2 Read by title, ordered printed and referred to Committee on Judicial, Department
and Practice.
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A BILL

For an Act to amend an Act entitled, "An Act in relation to practice and procedure in courts of record," approved June 3, 1907, in force July 1, 1907, as subsequently amended, by amending section eighty-eight (88) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act in relation
3 to practice and procedure in courts of record," approved June 3, 1907, in force
4 July 1, 1907, as subsequently amended, be and the same is hereby amended by
5 amending section eighty-eight (88) thereof to read as follows:

6 Sec. 88. Any person for a debt *bona fide* due may confess judgment by him-
7 self or attorney duly authorized, either in term time or vacation, without pro-
8 cess. Judgments entered in vacation shall have like force and effect and from
9 the date thereof become liens in like manner and extent as judgments entered in
10 term: *Provided, however, whenever any judgment by confession shall be entered*
11 *on or by virtue of any power or warrant of attorney in any bill, bond, lease,*
12 *note, deed or other writing and such judgment shall be thereafter set aside, opened*

13 *or vacated or leave given the defendant against whom such judgment is ren-*
14 *dered, to plead to the merits of such suit without such judgment being vacated*
15 *or set aside, then in such event no other or further judgment by confession shall*
16 *thereafter be entered (without the written consent of such defendant) on or by*
17 *virtue of any warrant or power of attorney in the aforesaid bill, bond, lease, note,*
18 *deed or other writing.*

- 1 Introduced by Mr. Robbins, March 20, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

A T T I R

For an Act to amend an Act entitled, "An Act to revise the law in relation to township insurance companies," approved March 24, 1874, in force July 1, 1874, as subsequently amended, by amending sections eight (8) and twelve (12) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to revise
3 the law in relation to township insurance companies," approved March 24, 1874,
4 in force July 1, 1874, as subsequently amended, be and the same is hereby amended
5 by amending sections eight (8) and twelve (12) thereof, so that the said sections
6 when amended shall read as follows:

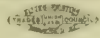
Sec. 8. Such companies may issue policies only on detached dwellings, barns
2 (except livery, boarding and hotel barns), and other farm buildings, school houses
3 and churches, and such property as may be properly contained therein; also other
4 property on the premises and owned by the insured; also live stock (hay and
5 grain in the stack) on the premises of the insured and anywhere in the territory
6 of the company, for any time not exceeding five years and not to extend beyond
7 the limited duration of the charter and for an amount not to exceed six thousand

8 dollars on any one risk. Said policies may cover loss of or damage to live stock,
 9 harness, and vehicles temporarily taken from the territory of the company:
 10 *Provided*, said live stock, harness and vehicles be not removed to exceed twenty-
 11 five miles from the territory of the company. *Such companies may underwrite*
 12 *or reinsure the whole or any part of the risks of other township fire insurance*
 13 *companies, and may reinsure the whole or any part of their risks in other town-*
 14 *ship fire insurance companies organized under this Act.*

15 All persons so insured shall give their obligations to the company, binding
 16 themselves, their heirs and assigns to pay their pro rata share to the company
 17 of the necessary expenses, and of all losses by fire or lightning which may be
 18 sustained by any member thereof during the time for which their respective
 19 policies are written, and they shall also at the time of the effecting of the insur-
 20 ance, pay such percentage in cash and such other charge as may be required by
 21 the rules and by-laws of the company.

Sec. 12. Whenever the amount of any loss shall have been ascertained
 2 which exceeds in amount the cash funds of the company, the president shall have
 3 power to borrow money not to exceed one-tenth of one per cent of all the prop-
 4 erty insured, with which to pay said loss, and when the amount of said loss shall
 5 exceed one-tenth of one per cent of all property insured, the president shall
 6 convene the directors of said company, who shall make the assessment upon all
 7 the property to the amount for which each several piece of property is insured
 8 taken in connection with the rate of premium under which it may be classified,
 9 *sufficient to pay all the indebtedness of the said company up to the time of said*
 10 *assessment, and may include in such assessment a sum in excess of said indebted-*
 11 *ness not to exceed one-tenth of one per cent of all the insurance in force at the*
 12 *time of so making said assessment: Provided*, that if there be no quorum pres-
 13 ent, the secretary shall enter the fact upon his journal and the names of the
 14 directors present, whereupon, the president, secretary and treasurer shall pro-
 15 ceed to estimate the rate per cent necessary to cover the loss and expenses there-

16 by incurred, and assess the same upon all the insured members of said com-
17 pany, which assessment shall be valid and shall be collected in the same way
18 as though it had been made by the board of directors, and at the time when
19 any assessment is made, the assessment shall be made large enough to pay all
20 losses and all money borrowed *and may include in addition a sum not to exceed*
21 *one-tenth of one per cent of all the property insured.*



1 Introduced by Mr. Robbins, March 20, 1917.

2 Read by title, ordered printed and referred to Committee on Insurance.

A BILL

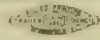
For an Act to amend an Act entitled, "An Act to organize and regulate county fire insurance companies," approved June 2, 1877, in force July 1, 1877, as subsequently amended, by amending sections ten (10) and twelve (12) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to organize and regulate county fire insurance companies," approved June 2, 1877, in force July 1, 1877, as subsequently amended, be and is hereby amended by amending sections ten (10) and twelve (12) to read as follows:

6 Sec. 10. *Any* such company *may* insure property within the limits of the
7 county comprised in the formation of the company, *and may insure property*
8 *in any adjoining county in which no company organized hereunder exists, but*
9 *such company shall not* insure any property within the limits of any city con-
10 taining over twelve thousand inhabitants, at the time of the organization of such
11 company: *Provided, however,* that any such company may, by the vote of a
12 majority of its members, add to the territory covered by such company and in
13 which it may do business, any number of political or congressional townships

14 contiguous thereto, not exceeding ten, and such company may amend its charter
15 as provided by law, showing such increase of territory: *Provided, further, that*
16 *any such company may underwrite or reinsure the whole or any part of any risk*
17 *of another county fire insurance company organized under this Act, and may*
18 *reinsure the whole or any part of its risks with another or other county fire*
19 *insurance companies organized under this Act.*

20 Sec. 12. Whenever the amount of any loss shall have been ascertained,
21 which exceeds in amount the cash funds of the company, the president shall have
22 the power to borrow money not to exceed one-tenth ($1/10$) of one per cent (1%)
23 of all the property insured with which to pay said loss, and when the amount
24 of said loss shall exceed one-tenth ($1/10$) of one per cent (1%) of all the prop-
25 erty insured, the president shall convene the directors of said company who
26 shall make an assessment upon all property to the amount for which the several
27 pieces of property is insured, taken in connection with the rate of premium under
28 which it may be classified, *sufficient to pay all indebtedness of said company and*
29 *may make an additional assessment for a sum not to exceed one-tenth of one per*
30 *cent (1%) of all the insurance in force at the time of so making said assess-*
31 *ment: Provided, that if no quorum be present the secretary shall enter the fact*
32 *on his journal and the names of the directors present, whereupon the president,*
33 *secretary and treasurer shall proceed to estimate the rate per cent necessary to*
34 *cover the loss and expense thereby incurred and assess the same upon all*
35 *insured property of the several members of said company, which assessment*
36 *shall be valid and shall be collected in the same way as though it had been made*
37 *by the board of directors: Provided, that at the time said assessment is made*
38 *said assessment shall be made for an amount sufficient to pay all indebtedness*
39 *of said company up to the time of said assessment is made, and may include an*
40 *amount in excess of such loss and indebtedness not to exceed one-tenth of one per*
41 *cent (1%) of all the insurance in force at the time of so making said assessment.*



- 1 Introduced by Mr. Robbins, March 20, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

A BILL

For an Act to amend an Act entitled, "An Act to authorize the organization and to regulate county mutual windstorm insurance companies," approved June 4, 1889, in force July 1, 1889, by amending sections 7, 8, 9 and 11 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to authorize the organization and to regulate county mutual windstorm insurance companies," approved June 4, 1889, in force July 1, 1889, be and is hereby amended by amending sections 7, 8, 9 and 11 thereof to read as follows:

6 Sec. 7. Any person owning property in the county for which any such company is formed, and any person owning property in an adjoining county in which no company organized under this Act exists, may become a member of such company by insuring therein and shall be entitled to all the rights and privileges appertaining thereto, but no person not residing in the county in which the company is formed shall become a director of such company.

12 Sec. 8. Such company may issue policies only on dwellings, barns and other farm buildings, churches and school houses and such property as may properly

14 be contained therein, for any time not exceeding five (5) years and not to extend
 15 beyond the limited duration of the charter and for an amount not exceeding
 16 \$4,500.00 on any one risk. *Any such company may reinsure the whole or any part*
 17 *of its risks in any other company organized under this Act or may underwrite*
 18 *the whole or any part of the risks of another company so organized.* All persons
 19 so insured shall give their obligations to the company, binding themselves, their
 20 heirs and assigns to pay their pro rata share to the company of the necessary
 21 expenses and of all losses by windstorms which may be sustained by any member
 22 thereof during the time for which their respective policies are written and they
 23 shall also, at the time of effecting the insurance, pay such percentage in cash
 24 and such other charges as may be required by the rules or by-laws of the com-
 25 pany.

26 Sec. 9. *Any such company may insure any property within the limits of the*
 27 *county comprised in the formation of the company and any property in an adjoin-*
 28 *ing county in which no company organized under this Act exists but shall not*
 29 *insure any property within the limits of any city containing over twelve thousand*
 30 *(12,000) inhabitants at the time of the organization of the company.*

31 Sec. 11. Whenever the amount of any loss shall have been ascertained
 32 which exceeds in amount the cash funds of the company, the president shall con-
 33 vene the directors of the company, who shall make an assessment *for an amount*
 34 *sufficient to pay all losses and indebtedness of the said company up to the time*
 35 *said assessment is made, and an additional amount in excess thereof, not to ex-*
 36 *ceed one-tenth of one per cent of all the insurance in force at the time of so*
 37 *making said assessment, upon all the property, distributing the same pro rata*
 38 *against such several pieces of property insured by the company.*



- 1 Introduced by Mr. Robbins, March 20, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

A BILL

For an Act to amend an Act entitled, "An Act authorizing the organization, and to regulate district mutual windstorm, cyclone or tornado insurance companies," approved June 15, 1893, in force July 1, 1893, as subsequently amended, by amending sections seven (7), eight (8), nine (9) and eleven (11) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act authorizing the organization, and to regulate district mutual windstorm, cyclone or tornado insurance companies," approved June 15, 1893, in force July 1, 1893, as subsequently amended, be and the same is hereby amended, by amending sections seven (7), eight (8), nine (9) and eleven (11) thereof to read as follows:

8 Sec. 7. Any person owning property in a district in which any such
9 company is formed, and any person owning property in any county adjoining
10 such district in which no county or district windstorm insurance com-
11 pany exists may become a member of such company by insuring

12 therein and shall be entitled to all the rights and privileges per-
13 taining thereon.

14 Sec. 8. Such company may issue policies on dwellings, barns or other farm
15 buildings, churches or school houses, town halls and such property as may be
16 properly contained therein; also on horses and cattle on the premises of the
17 assured, and anywhere in the territory of the company, for any time not exceed-
18 ing five (5) years and not to exceed beyond the limit duration of the charter, and
19 for an amount not exceeding *four thousand five hundred dollars (\$4,500)* on any
20 one building and contents. *Any such company may reinsure the whole or any*
21 *part of its risks with any other company organized under the provisions of this*
22 *Act and may underwrite or reinsure the whole or any part of the risks of any*
23 *other company organized hereunder.* All persons so insured shall give their
24 obligations to the company, binding themselves, their heirs and assigns to pay
25 their pro rata share to the company of the necessary expenses and of losses by
26 windstorm, cyclones or tornadoes, which may be sustained by any member thereof
27 during the time for which their respective policies are written, and they shall also,
28 at the time of effecting the insurance, pay such percentage in cash
29 and such other charges as may be required by the rules and by-
30 laws of the company.

31 Sec. 9. *Any such company may insure any property within the limits of the*
32 *district comprised in the formation of the company, and any property in any*
33 *county adjoining such territory in which no country or district mutual wind-*
34 *storm, cyclone or tornado insurance company exists, but shall not insure any*
35 *property within the limits of any city, town or village.*

36 Sec. 11. Whenever the amount of any loss shall have been ascertained which
37 exceeds in amount the cash fund of the company, the president shall have the
38 power to borrow money not to exceed one-tenth of one per cent of all property
39 insured with which to pay said loss, and when the amount of said loss shall
40 exceed one-tenth of one per cent of all property insured, to convene the direct-

41 ors of the company who shall make an assessment in such amount upon all prop-
42 erty, distributing the same pro rata against such several pieces of property,
43 *sufficient to cover all the losses, debts and obligations of the company up to the*
44 *time of making such assessment, and in addition thereto, a sum equal to one-*
45 *tenth of one per cent on all the property insured: Provided, that if no quorum*
46 be present the secretary shall enter the fact upon his journal, and the names of
47 the directors present, whereupon the president, secretary and treasurer shall
48 proceed to estimate the rate per cent necessary to cover the loss and expense
49 thereby incurred, and assess the same upon all the insured property of the sev-
50 eral members of said company, which assessment shall be valid and shall be
51 collected in the same manner as though it had been made by the board of
52 directors: *Provided, that at the time said assessment is made, said assessment*
53 shall be made for an amount sufficient to pay all indebtedness of said company
54 up to the date of said assessment, *and may include in addition thereto a sum*
55 *equal to one-tenth of one per cent on the value of all the property insured.*

-
- 1 Introduced by Mr. Wm, Rowe, March 20, 1917.
2 Read by title, ordered printed and referred to Committee on Roads and Bridges.

A BILL

For an Act to amend section 74 of "An Act to revise the law in relation to roads and bridges," approved and in force July 1, 1913, as amended by subsequent Acts.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section 74 of the law in relation to roads and bridges, approved and in force July 1, 1913, be and the same is hereby amended to read as follows:

Sec. 74. REDUCING WIDTH OF ROADS.] The commissioners of highways of any town or road district may, *in their discretion*, reduce the width of any existing public highway in any town or road district to a width of forty feet when the same is petitioned for by a majority of the land owners along the line of said road within said town or district. When possible the land so vacated by reducing the width of the road shall be taken equally from both sides of the public highway. In cases of natural obstruction on one side of the public highway or where the said road extends along the right-of-way of any railroad, river or canal, the commissioners are authorized to reduce the width of road on one side

14 only: *Provided, that any highway that has been heretofore laid out and dedi-*
15 *cated to the public use and which has been set apart in any county by the*
16 *proper authorities as a State road shall not be reduced in width without*
17 *the consent in writing of the Department of Public Works and Buildings.*



- 1 Introduced by Mr. Shurtleff, March 20, 1917.
- 2 Read by title, ordered printed and referred to Committee on Efficiency and Economy.

A BILL

For an Act to amend an Act entitled, "An Act to create the Illinois Centennial Commission, and to define its powers and duties," approved January 21, 1916.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: That an Act entitled, "An Act to create the Illinois Centennial Commission, and to define its powers and duties," approved January 21, 1916, be amended by amending section 2 thereof so that said section when amended shall read as follows:*

Sec. 2. It shall be the duty of the Illinois Centennial Commission:

1. To arrange for and conduct a celebration in honor of the centennial of the admission of the State of Illinois to the Federal Union.
2. To compile and publish a commemorative history of the State of Illinois, *to-wit: After the first edition of said commemorative history has been published and distributed as provided by an Act entitled, "An Act making an appropriation for the Illinois Centennial Commission," approved January 21, 1916, it shall be lawful for the said Illinois Centennial Commission to provide for the*

14 publication of a special edition of said commemorative history, and in so doing
15 said Illinois Centennial Commission may use or loan such plates, type, cuts, illus-
16 trations, printed and printing material, editorial and historical data it may now
17 or hereafter own, purchase or which it may now or hereafter have in its posses-
18 sion or control, and the said Illinois Centennial Commission may for the purpose
19 of dissemination and general distribution of the said commemorative history
20 among the citizens of the United States authorize a reputable publisher or pub-
21 lishers of its election to publish and distribute said special edition, provided,
22 however, that the said Illinois Centennial Commission shall incur no indebted-
23 ness on the part of the State of Illinois.

24 After the publication of the first edition of said commemorative history has
25 been completed, the said Illinois Centennial Commission, in authorizing the pub-
26 lication of a special edition for general circulation among the citizens of the
27 United States, shall not be subject to the provisions of an Act entitled, "An Act
28 to revise the law in relation to State contracts," approved June 22, 1915.

29 3. To make a complete report to the Fifty-first General Assembly.



1 Introduced by Mr. Shurtleff, March 20, 1917.

2 Read by title, ordered printed and referred to Committee on Efficiency and
Economy.

A BILL

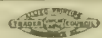
For an Act authorizing the Illinois Centennial Commission to have an official State
banner or flag.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the Illinois Centennial Commission
3 be and is hereby authorized and permitted to have and to use a State banner
4 or flag commemorating the centennial anniversary of the admission of the State
5 of Illinois into the Federal Union, subject to the restrictions provided by the
6 laws of the United States and of the State of Illinois as to the United States flag
7 or ensign, the design for which banner or flag had been approved by said com-
8 mission and is as herein described.

Sec. 2. Said banner or pennant shall consist of three **horizontal stripes** in
2 proper proportion as to length and width, the upper **and the lower** stripes being
3 white in color and the middle stripe national blue in color, said stripes being of
4 such dimensions that they will appear of equal width. At the staff end of the
5 flag or emblem there shall be ten stars, blue in color in the upper white stripe.

6 and ten stars, blue in color in the lower white stripe, each group of said ten stars
7 being arranged in four rows as follows: Four blue stars in the first row near
8 the staff end of the flag or emblem, three blue stars in the second row, two blue
9 stars in the third row, and one blue star in the fourth or last row, in such a man-
10 ner that four of said blue stars in each white stripe shall face the staff end and
11 four of said blue stars shall also face the middle or blue stripe. In the center blue
12 stripe, near the staff end of said blue stripe, and in a proper relative position be-
13 tween the two star fields on the two white stripes, there shall be one single white
14 star of a larger size than the stars on the white stripes representing Illinois,
15 the twenty-first State admitted to the Union.

Sec. 3. The Illinois centennial banner or flag as described in this Act shall
2 be the official centennial flag or pennant used in the celebration of the one hun-
3 dredth anniversary of the admission of Illinois into the Federal Union.



- 1 Introduced by Mr. Tyers (by request), March 20, 1917.
- 2 Read by title, ordered printed and referred to Committee on Public Utilities and
Transportation.

A BILL

For an Act to amend an Act entitled, "An Act to establish and regulate the maximum rate of charges for the transportation of passengers by corporations or companies operating or controlling railroads in part or in whole in this State, and to provide penalties for the violation of the provisions thereof, and repealing all Acts and parts of Acts in conflict herewith," approved May 27, 1907, in force July 1, 1907, as amended by an Act of the General Assembly of the State of Illinois, approved June 27, 1913, in force July 1, 1913.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to estab-
3 lish and regulate the maximum rate of charges for the transportation of passen-
4 gers by corporations or companies operating or controlling railroads in part or
5 in whole in this State and to provide penalties for the violation of the provisions
6 thereof, and repealing all Acts and parts of Acts in conflict herewith," approved
7 May 27, 1907, in force July 1, 1907, as amended by an Act of the General Assem-
8 bly of the State of Illinois, approved June 27, 1913, in force July 1, 1913, is hereby
9 amended to read as follows:

10 That it shall hereafter be unlawful for any corporation or company en-
 11 gaged in the carriage of passengers upon any railroad between points in this
 12 State, to charge in excess of two and four-tenths cents per mile for the carriage
 13 of adult passengers where any passenger has purchased a ticket entitling him to
 14 carriage, or in excess of one and two-tenths cents per mile for the carriage of a
 15 passenger under twelve (12) years of age where such passenger has purchased a
 16 ticket entitling him to carriage: *Provided*, that the charge in no case shall be
 17 less than five cents, and in determining the charge fractions of less than one-half
 18 mile shall be disregarded and all other fractions counted as one mile. If any
 19 adult passenger shall have failed to purchase a ticket entitling him to carriage,
 20 a rate of three cents per mile may be charged and collected; and if any passen-
 21 ger under twelve years of age shall have failed to purchase a ticket entitling him
 22 to carriage, a rate of one and one-half cents per mile may be charged and col-
 23 lected.

Sec. 2. For any violation of the provisions of this Act by any such corpora-
 2 tion or company, its agent or employee, such corporation or company shall for-
 3 feit and pay to the State of Illinois a penalty of not less than twenty-five (25)
 4 nor more than one hundred (100) dollars for every such violation, to be recov-
 5 ered by suit brought in the name of the State of Illinois by the Attorney Gen-
 6 eral of the State in any court of competent jurisdiction in any county into or
 7 through which said corporation or company runs or passes, or by the state's
 8 attorney of any county through which said corporation or company runs or
 9 passes. Where such penalty is recovered in a suit brought by a state's attorney
 10 as provided by this Act, there shall be recovered in addition thereto the sum of
 11 ten (10) dollars as compensation for said prosecuting attorney.

Sec. 3. The invalidity of any section of this Act shall not invalidate any
 2 other section thereof.

Sec. 4. All laws in conflict herewith are hereby repealed.

-
- 1 Introduced by Mr. Wagner, March 20, 1917.
2 Read by title, ordered printed and referred to Committee on Judiciary.
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A BILL

For an Act to authorize the Board of Administration and the commissioners of any penal or reformatory institution of this State, at their respective institutions, to dispose of unclaimed personal property belonging to discharged or deceased inmates, together with accumulated interest on funds other than those belonging to the State of Illinois.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That hereafter all articles of personal
3 property belonging to a discharged or deceased inmate of any State charitable
4 institution, penal institution or reformatory, and in custody of the superintendent
5 or other proper officer of such institution wherein the inmate was maintained,
6 may, if unclaimed by such discharged inmate, or the legal representative of such
7 deceased inmate, for a period of six months after the discharge, departure or de-
8 mise of such inmate, be sold at public auction under the direction of the Board of
9 Administration, if the inmate was in any of the State charitable institutions, or
10 the commissioners of such penal institutions or reformatory wherein such in-
11 mate was confined: *Provided,* such sale shall be made at the main public en-
12 trance of such institution, and only after five written or printed or partly writ-

ten and partly printed notices have been posted, describing the property to be sold and naming the former owner, if known; one such notice to be placed in some prominent place within such institution or reformatory, as the case may be, where such sale shall take place, and the other notices provided for herein to be placed in public places in the usual manner of posting notices by masters in chancery; all of the said notices to be placed not more than thirty (30) days, nor less than fifteen (15) days before such sale. The proceeds derived from the sales provided for herein shall be paid into the amusement fund of such institution where such sale shall take place.

Sec. 2. If any money shall remain in the hands of any managing officer of either of the above institutions before referred to, to the credit of any inmate of such institution or reformatory for a period of six months after the discharge or death of such inmate, such money shall be paid into the amusement fund of such institutions or reformatory for the use of the inmates: *And, provided, further,* that all personal property or funds of the inmates of the institutions mentioned aforesaid that have heretofore escheated to and vested in the county, shall hereafter escheat to and vest in the amusement fund before mentioned, except that all amounts of one hundred dollars (\$100.00) or more may be recovered back in the same manner as now provided by section 7 of an Act entitled, "An Act to revise the law in relation to escheats:" *And, provided, further,* that all funds now in the possession or which may hereafter be in the possession of the managing officers of either of the above mentioned institutions and known as "amusement fund," "posthumous fund," or "store fund," or other fund accumulated in similar manner, and all accumulations of interest thereon, and interest received on pension fund, and inmates' trust fund, excepting interest accruing to individual saving accounts, may be disposed of for the benefit of the institution where the same is held, in a manner to be directed by the Board of Administration, commissioners of penal institutions, or reformatory, as the case may be.

- 1 Introduced by Mr. Watson (by request), March 20, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

A BILL

For an Act to amend an Act entitled, "An Act relating to burial insurance societies," approved June 10, 1911, in force July 1, 1911, by amending sections three (3), four (4) and five (5) thereof.

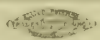
SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: That an Act entitled, "An Act relating to burial insurance societies," approved June 10, 1911, in force July 1, 1911, be, and the same is hereby amended by amending sections three (3), four (4) and five (5) thereof to read as inserted at length herein.*

Sec. 3. Such person, firm, corporation or association of individuals aforesaid, at the time of filing the notification hereinbefore provided, shall deposit with the county treasurer of each county of the State of Illinois, in which such society operates or proposes to operate, *not less than five hundred dollars (\$500) in money or securities, such securities to be of the character required for investments of life insurance companies in this State. If such person, firm, corporation or association promises a greater benefit than two hundred and fifty dollars (\$250), then he, they or it shall deposit with the county treasury money or securi-*

14 *ties of the character herein described* double in amount or value the amount of the
 15 largest single burial benefit or award proposed to be paid by such person, firm,
 16 corporation, association of individuals or by any burial insurance society formed
 17 or proposed to be formed by such person, firm, corporation or association of in-
 18 dividuals, which said deposit shall be held in trust by the said county treasurer
 19 for the security of the beneficiaries of the members of such burial insurance so-
 20 ciety: *Provided, however,* that upon the dissolution of any such burial insurance
 21 society, and satisfactory proof of liquidation of monetary obligations accruing
 22 from such society to its members and to the beneficiaries of its members, said de-
 23 posit shall be returned to the person, firm, corporation or association of individ-
 24 uals making the same and holding the receipt therefor.

25 Sec. 4. No person, firm, corporation, society or association operating under
 26 or by virtue of this Act shall pay any burial benefit or award in any manner or
 27 thing, other than in currency of the United States, nor shall any member of any
 28 burial insurance society or representative or beneficiary of such member be obli-
 29 gated to purchase funeral supplies or burial services from any specified or des-
 30 ignated person, firm, corporation, undertaker, undertaking concern, tradesman or
 31 business men, so as to deprive the representative, beneficiary or family of any
 32 such member *of the right of* procuring or purchasing such supplies and services
 33 in the open market.

34 Sec. 5. No person, firm, corporation, society or association of individuals
 35 shall conduct a burial insurance society in any manner other than in accordance
 36 with the terms and provisions of this Act, and it is hereby made the duty of the
 37 state's attorney of each county of the State of Illinois to enforce the provisions of
 38 this Act upon complaint or request in writing. *Any person violating any of the*
 39 *provisions of this Act shall, upon conviction, be fined not to exceed one thousand*
 40 *dollars (\$1,000) or confined in the county jail not to exceed one (1) year, or by*
 41 *both such fine and imprisonment, in the discretion of the court.*



- 1 Introduced by Mr. West, March 20, 1917.
- 2 Read by title, ordered printed and referred to Committee on Education.

A BILL

For an Act to amend an Act entitled “An Act to establish and maintain a system of free schools,” approved and in force June 12, 1909, as subsequently amended, by amending section 123 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, “An Act to estab-
3 lish and maintain a system of free schools,” approved and in force June 12, 1909,
4 as subsequently amended, be, and the same is hereby amended by amending sec-
4½ tion 123 thereof to read as follows:

5 Sec. 123. In all school districts having a population of not fewer than one
6 thousand (1000) and not more than one hundred thousand (100,000) inhabitants,
7 and not governed by special Acts, and in such other districts as may hereafter be
8 ascertained by any special or general census to have such population, *and in all*
9 *school districts created by special Acts which have a population of less than*
10 *thirty-five thousand (35,000)* there shall be elected a board of education to con-
11 sist of a president and six (6) members and three (3) additional members for
12 every additional ten thousand (10,000) inhabitants: *Provided, however* that in no

13 case shall such board consist of more than fifteen (15) members. When such board
14 of education is the successor of the school directors, all right of property and all
15 rights regarding causes of action existing or vested in such directors, shall vest
16 in it as fully and completely as they were vested in the school directors.



- 1 Introduced by Mr. Burns, March 20, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as subsequently amended, by adding a new section thereto to be known as section 6a.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: That an Act entitled, "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as subsequently amended, be and the same is hereby amended by adding thereto a new section to be known as section 6a, to read as follows:*

6 Sec. 6a. *Whoever sells, lends, gives away, or in any manner exhibits or*
7 *offers to sell, lend or give away, or has in his possession with intent to sell, lend*
8 *or give away, or advertises or offers for sale, loan or distribution, any instrument*
9 *or article, or any recipe, drug or medicine for the prevention of conception, or for*
10 *causing unlawful abortion, or purporting to be for the prevention of conception,*
11 *or for causing unlawful abortion, or advertises or holds out representations that*
12 *it can be so used or applied, or any such description as will be calculated to lead*
13 *another to so use or apply any such article, recipe, drug, medicine or instrument,*

14 *or who writes or prints, or causes to be written or printed a card, circular, pam-*
15 *phlet, advertisement or notice of any kind, or gives information orally stating*
16 *when, where, how, of whom or by what means such an instrument, article, recipe,*
17 *drug or medicine can be purchased or obtained, or who manufactures, any such in-*
18 *strument, article, recipe, drug or medicine, shall be punished by imprisonment in*
19 *the county jail not to exceed one (1) year or by fine not exceeding one thousand*
20 *dollars (\$1,000).*

- 1 Introduced by Mr. Maucker, March 20, 1917.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

A BILL

For an Act to amend an Act entitled, "An Act to enable cities and villages to establish and maintain public tuberculosis sanitariums," approved March 7, 1908, in force July 1, 1908, and as subsequently amended by the Act approved June 28, 1915, in force July 1, 1915, by adding to said Act five (5) new sections to be numbered 16, 17, 18, 19, and 20 respectively.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to enable
3 cities and villages to establish and maintain public tuberculosis sanitariums," ap-
4 proved March 7, 1908, in force July 1, 1908, and as subsequently amended by the
5 Act approved June 28, 1915, in force July 1, 1915, be and the same is hereby
6 amended by adding to said Act five (5) new sections to be numbered 16, 17, 18,
6½ 19 and 20 respectively, which sections so added shall read as follows:

7 Sec. 16. Where a tuberculosis sanitarium, organized under the provisions
8 of this Act, is being maintained in any county, where voters of such county have,
9 since the establishment of such sanitarium voted not to establish and maintain a
10 county tuberculosis sanitarium; then the tax levy for the support of such sani-
11 tarium, so maintained, may be increased to a sum not to exceed three mills on the

12 dollar, and shall be levied and collected when so increased as herein before pro-
 13 vided.

14 Sec. 17. The board of directors of such tuberculosis sanitarium so main-
 15 tained, shall determine the necessity of such increased tax levy; and when the
 16 same is deemed necessary the board shall recommend in writing to the city coun-
 17 cil or board of trustees, as the case may be, the necessity of such increased tax
 18 levy, and the number of mills tax desired to be levied.

19 Sec. 18. Whenever the board of directors of any sanitarium so established
 20 and maintained, shall recommend in writing an increased tax levy to a city coun-
 21 cil or board of trustees, as the case may be, the city council or board of trustees
 22 shall pass an ordinance for the establishment and levy of such increased tax, so
 23 recommended.

24 Sec. 19. Whenever any ordinance is passed to increase the tax levy for any
 25 sanitarium so maintained, the said ordinance shall be submitted to the voters of
 26 such city or village, as the case may be, at the next succeeding general or special
 27 election, or at any election called for that purpose, and the said ordinance shall
 28 become operative, effective and valid if approved by a majority of the voters
 29 voting upon the question.

30 Sec. 20. Such ordinance shall be printed on a ballot in full, which shall be
 31 separate and distinct from the ballot for candidates for office. The ballot to be
 32 used for any such election in voting, under this Act, shall be substantially in the
 33 following form:

For the increase of the tax levy for maintaining the tuberculosis sanitarium to mills on the dollar, as provided in ordinance number	YES	
Against the increase of the tax levy for maintaining the tuberculosis sanitarium to mills on the dollar as provided in ordinance number	NO	

- 1 Introduced by Mr. Franz, March 20, 1917.
- 2 Read by title, ordered printed and referred to Committee on Elections.

A BILL

For an Act to amend an Act entitled, "An Act regulating the holding of elections and declaring the result thereof, in cities, villages and incorporated towns in this State," approved June 19, 1885, in force July 1, 1885, as subsequently amended, by amending section one (1) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act regulating
3 the holding of elections and declaring the result thereof, in cities, villages and in-
4 corporated towns in this State," approved June 19, 1885, in force July 1, 1885,
5 as subsequently amended, be, and the same is hereby amended by amending sec-
6 tion one (1) thereof to read as follows:

7 Sec. 1. That the electors of any city now existing in this State may adopt and
8 become entitled to the benefits of this Act in the manner following:

9 Whenever one thousand of the legal voters of such city voting at the last pre-
10 ceding election shall petition the judge of the county court of the county in which
11 such city is located, to submit to a vote of the electors of such city the proposi-
12 tion as to whether such city and the electors thereof shall adopt and become en-

13 titled to the benefits of this Act, it shall be the duty of such county court to sub-
 14 mit such proposition accordingly at the next succeeding general State, county or
 15 municipal election; and if such proposition is not adopted at such election, the
 16 same shall in like manner be submitted to a vote of the electors of such city by
 17 said county court upon a like application at any general State, county or munic-
 18 ipal election thereafter, and an order shall be entered of record in such court
 19 submitting such proposition as aforesaid. If one thousand shall exceed one-
 20 eighth of the legal voters of any such city voting at the last preceding election
 21 then such petition or application need not be signed or made by more than one-
 22 eighth of the legal voters of such city voting at the last preceding election.

23 *If in any city of a population of thirty thousand (30,000) or less at any time*
 24 *after this Act has been adopted five hundred of the legal voters of such city shall*
 25 *petition the judge of the county court of the county in which such city is located*
 26 *to submit to a vote of the electors of such city the proposition as to whether such*
 27 *city and the electors thereof shall reject and no longer be subject to the provi-*
 28 *sions of this Act, it shall be the duty of such county court to submit such proposi-*
 29 *tion accordingly at the next succeeding general State, county or municipal elec-*
 30 *tion, but such proposition shall not be submitted oftener than once in two years.*

31 *If five hundred shall exceed one-eighth of the legal voters of any such city*
 32 *according to the number voting at the last preceding election, then said petition*
 33 *or application need not be signed or made by more than one-eighth of the legal*
 34 *voters of such city as determined by the vote cast at the last preceding election.*
 35 *The form of ballot shall be substantially as provided in section 3 of this Act.*

36 *If a majority of the votes cast at such election upon the proposition shall be*
 37 *“against city election law,” then this Act shall no longer be applicable to such city,*
 38 *but all elections shall thereafter be held as provided by law for cities, villages or*
 39 *towns wherein elections are not governed by this Act.*



- 1 Introduced by Mr. Flagg (by request), March 20, 1917.
- 2 Read by title, ordered printed and referred to Committee on Agriculture.

A BILL

For an Act to prevent the introduction into and the dissemination within this State of insect pests and diseases injurious to the plants and plant products of this State.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* This Act shall be known by the short title of "The Plant Inspection Act of 1917."

Sec. 2. For the purposes of this Act, the following terms shall be construed, respectively, to mean:

3 Insect pests and diseases:—Insect pests and diseases injurious to plants and
4 plant products of this State, including any of the stages of development of such
5 insect pests and diseases.

6 Plants and plant products:—Trees, shrubs, vines, forage and cereal plants,
7 and all other plants; cuttings, grafts, scions, buds, and all other parts of plants;
8 and fruit, vegetables, roots, bulbs, seeds, wood, lumber, and all other plant
9 products.

10 Nursery stock:—All field-grown trees, shrubs, vines, cuttings, grafts, scions,
 11 buds, fruit-pits, and other seeds of fruit and ornamental trees and shrubs, and
 12 other plants and plant products grown or kept for propagation, excepting field,
 13 vegetable and flower seeds, bedding plants, and other herbaceous plants, bulbs,
 14 and roots.

15 Nursery:—Any grounds or premises on or in which nursery stock is propa-
 16 gated and grown for sale, or any grounds or premises on or in which nursery
 17 stock is being fumigated, treated, packed or stored.

18 Nurseryman:—Any person who owns, leases, manages, or is in charge of a
 19 nursery.

20 Dealer:—Any person not a grower of nursery stock in this State, who buys
 21 nursery stock for the purpose of reselling and reshipping independent of any
 22 control of the nurseryman.

23 Agent:—Any person selling nursery stock under the partial or full control
 24 of a nurseryman, or of a dealer or other agent. This term shall also apply to
 25 any person engaged with a nurseryman, dealer or agent in handling nursery stock
 26 on a co-operative basis.

27 Places:—Vessels, cars and other vehicles, buildings, docks, nurseries, or-
 28 chards and other premises, where plants and plant products are grown, kept, or
 29 handled.

30 Persons:—Individuals, associations, partnerships and corporations.

31 Words used in the Act shall be construed to import either the plural or the
 32 singular, as the case demands.

Sec. 3. It shall be the duty of the department of agriculture to inspect once
 2 each year all nurseries and nursery stock in the State of Illinois as to whether
 3 they are infested or infected by insect pests and diseases.

Sec. 4. The department of agriculture shall have authority to inspect any
 2 orchard, fruit- or garden-plantation, field, park, cemetery, private premises, or
 3 public place, and any place which might become infested or infected with insect

4 pests or diseases. It shall also have authority to inspect or to reinspect at any
5 time or place any nursery stock shipped in or into the State, and to treat it as
6 hereinafter provided. For the purposes of inspection, the officers and employees
7 of the department of agriculture shall have free access within reasonable hours
8 to any field, orchard, garden, packing ground, building, cellar, freight or express
9 office, warehouse, car, vessel, or other place where it may be necessary or desir-
10 able for them to enter in carrying out the provisions of this Act. It shall be
11 unlawful to deny such access to the officers and employees of the department of
12 agriculture, or to hinder, thwart, or defeat such inspection by misrepresenting
13 or concealing facts or conditions, or otherwise.

Sec. 5. Persons desiring to sell or ship nursery stock in this State shall
2 make application in writing before July 1 of each year to the department of agri-
3 culture for the inspection of their stock, and any nurseryman failing to comply
4 with this section shall be liable to extra charges to cover the expenses of a spe-
5 cial trip by the officers or employees of the department of agriculture. Every
6 person receiving directly or indirectly any nursery stock from a *foreign country*
7 shall notify the department of agriculture of the arrival of such shipment, of
8 the contents thereof, and of the name of the consignor, and shall hold such ship-
9 ment unopened until duly inspected or released by such department.

Sec. 6. It shall be the duty of the department of agriculture to cause to be
2 inspected at least once each year between July 1 and September 15, all nurseries
3 in the State of Illinois as to whether they are infested by insect pests or infested
4 by diseases. If upon the inspection of any nursery as above provided it shall
5 appear that said nursery and its premises are apparently free from insect pests
6 and diseases, it shall be the duty of the department of agriculture, upon pay-
7 ment of the expenses of inspection, to give or to send to the owner of said nurs-
8 ery or the person in charge of the same, not later than October 1, a certificate
9 executed by the department of agriculture setting forth the fact of such inspec-
10 tion, and said certificate shall be valid not to exceed one year from the date

11 thereof. The provisions of this section shall not apply to florist's greenhouse
 12 plants nor to flowers or cuttings commonly known as greenhouse stock. It shall
 13 be unlawful for any person to sell or to offer for sale or to remove or ship from a
 14 nursery or other premises any nursery stock until such stock has been officially
 15 inspected and a certificate or permit covering it has been granted by the depart-
 16 ment of agriculture; except that scions of fruit trees may be shipped from one
 17 place to another within this State without inspection, under a special permit of the
 18 department of agriculture, in which case they must be held unused by the person
 19 receiving them until they have been duly inspected and pronounced free from
 20 insect pests and diseases.

Sec. 7. If the department of agriculture shall find that part of a nursery is
 2 infested or infected with insect pests or plant diseases, and that the remainder
 3 of it is not so infested or infected, or if it shall have reason to believe that a
 4 nursery is liable, by reason of its proximity to infested or infected premises, to
 5 become so infested or infected before the next annual inspection, it may prescribe
 6 in writing such measures or precaution, or may make in writing such conditions
 7 as to the use of its certificate, as may in its judgment be necessary, and it may
 8 withhold a certificate until such conditions have been accepted in writing by the
 9 owner of said nursery; and the use of such certificate without taking such meas-
 10 ures of precaution or observing such conditions shall subject the owner of said
 11 nursery to the penalties prescribed for a violation of this Act.

Sec. 8. Every dealer within the meaning of this Act, located either within
 2 or without the State, engaged in selling nursery stock in this State or soliciting
 3 orders for nursery stock within this State, shall secure a dealer's certificate, first
 4 furnishing an affidavit that he will buy and sell only stock which has been duly
 5 inspected and certified by the department of agriculture; and that he will main-
 6 tain with the department of agriculture a list of all sources from which he secures
 7 his stock.

Sec. 9. Nurserymen, dealers or other persons residing or doing business out-
 2 side the State desiring to solicit orders for nursery stock in this State, shall, upon
 3 filing a certified copy of their original state certificate with the department of
 4 agriculture, if said certificate is approved by the department, receive a certificate
 5 permitting such persons to solicit orders for nursery stock in this State.

Sec. 10. All agents within the meaning of this Act selling nursery stock or
 2 soliciting orders for nursery stock for any nursery man or dealer located within
 3 the State or outside the State, shall be required to secure and carry a dealer's
 4 certificate bearing a copy of the certificate held by the principal. Said agent's
 5 certificate shall be issued only by the department of agriculture to agents author-
 6 ized by their principal or upon request of their principal.

Sec. 11. If it shall be found at any time that a certificate of inspection is-
 2 sued or accepted pursuant to the provisions of this Act is being used in connec-
 3 tion with plants or plant products which are infested or infected with insect pests
 4 or diseases, or is being used in connection with plants or other property which
 5 have not been inspected and certified as aforesaid, its further use may be prohib-
 6 ited, subject to such inspection and other disposition of the plants and plant
 7 products involved as may be provided for by the department of agriculture.

Sec. 12. It shall be unlawful for any person to bring or cause to be brought
 2 into this State any nursery stock unless there is plainly and legibly marked there-
 3 on or affixed thereto, or on or to the car or other vehicle carrying, or on the
 4 bundle, package, or other container of, the same, in a conspicuous place, a state-
 5 ment or a tag or other device showing the names and addresses of the consign-
 6 ors or shippers and the consignees or persons to whom shipped, the general na-
 7 ture and quantity of the contents, and the name of the locality where grown,
 8 together with a certificate of inspection of the proper official of the state, terri-
 9 tory, district, or country from which it was brought or shipped, showing that such
 10 plant or plant product was found or believed to be free from insect pests and dis-
 11 eases.

Sec. 13. Every person who shall be engaged in the selling or shipping of nursery stock in this State is hereby required to attach to the outside of each package, box, bale or car-load shipped or otherwise delivered, a tag or poster on which shall appear an exact copy of his valid certificate. In case any nursery stock is shipped in this State or into this State from another state, country, or province without a valid certificate plainly affixed as aforesaid, the fact must be promptly reported to the department of agriculture by the person carrying the same, together with the names of the consignor and consignee and the nature of the shipment. Any person receiving nursery stock brought into this State from outside this State without a valid certificate approved by the department of agriculture affixed as aforesaid, shall at once notify the department of agriculture of the fact, and shall not allow such nursery stock to leave his possession until it has been inspected or released by the department of agriculture, and the expenses of such inspection shall be paid by the consignee before the said nursery stock is certified or released.

Sec. 14. It shall be unlawful for any person to sell, give away, carry, ship, or deliver for carriage or shipment within this State any nursery stock unless such nursery stock has been officially inspected and a certificate issued by the department of agriculture stating that said nursery stock has been inspected and found free from insect pests and diseases. It shall, however, be the privilege of a nurseryman holding a valid certificate covering nursery stock grown by him to ship under said certificate nursery stock grown for him elsewhere or purchased by him from other states or countries, provided that all such nursery stock is received under an official certificate acceptable to the department of agriculture stating that it has been inspected where grown and found to be apparently free from insect pests and diseases. The department of agriculture shall send once each year not later than July 1 to all nurserymen in the State known to it a list of the official inspectors of other states and foreign countries whose inspection certificates may be accepted in this State for one year from the date thereof as equivalent to its own certificate.

Sec. 15. All gardeners, horticulturists, nurserymen, superintendents of public parks, or other growers of or dealers in plants of any kind upon their own lands, upon leased lands or premises, or upon public parks, or highways, shall free and keep free all plants, shrubs, trees, vines, cuttings, scions, buds, stocks, or other plant parts grown, cultivated, or brought in by them, and all places owned by them from all insect pests and diseases which are liable to spread to other plants or places on public highways or upon lands belonging to other owners, and all plants, shrubs, or trees, or places so infested or infected, are hereby declared to be a nuisance.

Sec. 16. If the department of agriculture shall have reason to suppose that any property or place in this State is infested or infected by insect pests or diseases, it shall have power to inspect or to cause to be inspected from time to time such property or place, and if it shall find by inspection as aforesaid that any person is maintaining a nuisance, as described in section 15 of this Act, the department of agriculture shall give written notice of the facts to the owner or other person in possession or control of the place where found, which said notice shall contain a description of methods by which, and specify a time within which, said nuisance should be abated, and such owner or other person shall proceed to control, eradicate, or prevent the dissemination of, such insect pest or disease within the time and in the manner described by said notice, and shall remove, cut or destroy infested and infected plants and plant products, or things and substances used or connected therewith, if the same are incapable of effective treatment. Whenever such owner or other person can not be found, or shall fail, neglect, or refuse to obey the requirements of said notice, such requirements shall be carried out by the department of agriculture if, in the judgment of the department, it is practicable for them so to do, and the department of agriculture shall have and enforce a lien for the expense thereof against the place in or upon which such expense was incurred, in the same manner as liens are had and enforced against buildings and lots, wharves and piers, for labor and materials furnished by virtue of contract with the owner.

Sec. 17. Any municipality, park board, or other board or person in control
2 of public grounds may apply to the department of agriculture for an inspection
3 of the same with reference to the presence of insect pests or diseases, agreeing
4 in the application to pay in full the expenses of the inspection; and upon re-
5 ceipt of such application and agreement, or as soon thereafter as may be con-
6 veniently practicable, the department of agriculture may comply with such re-
7 quest, and upon receipt of the expenses of the inspection it shall send to the ap-
8 plicant a statement as to the facts disclosed.

Sec. 18. Any owner of florist's stock or other herbaceous plants which he
2 wishes to ship into another state or country, may apply to the department of
3 agriculture for an inspection of the same with reference to the presence of in-
4 sect pests or diseases liable to prevent the acceptance of such plants in such state
5 or country, agreeing in his application to pay in full the expenses of the inspec-
6 tion, and upon receipt of such application and agreement, or as soon thereafter
7 as may be conveniently practicable, the department of agriculture may comply
8 with such request, and upon receipt of the expenses of the inspection it shall
9 issue to the applicant a certificate to the facts disclosed.

Sec. 19. Whenever the department of agriculture shall find that there exists
2 outside of this State any insect pest or disease, and that in order to safeguard
3 plants and plant products in this State, its introduction into this State should be
4 prevented, the department of agriculture shall give public notice thereof, spe-
5 cifying the plants and plant products infested or infected, or likely to become
6 infested or infected therewith, and the movement of such plants or plant prod-
7 ucts into this State from the infested or infected locality designated in said pub-
8 lic notice shall thereafter be prohibited until the department of agriculture shall
9 find that the danger of the introduction into this State of such insect pests or
10 diseases from such locality has ceased to exist, of which the department of agri-
11 culture shall give public notice.

Sec. 20. Whenever the department of agriculture shall find that there exists
2 in this State, or any part thereof, any insect pest or disease, and that its dis-
3 semination should be controlled or prevented, the department of agriculture shall
4 give public notice thereof, specifying the plant and plant products infested or in-
5 fested, or likely to become infested or infected therewith, and the movement,
6 planting or other use of any such plant or plant product, or other thing or sub-
7 stance specified in such notice as likely to carry and disseminate such insect pest
8 or disease, except under such conditions as shall be prescribed by the department
9 of agriculture as to inspection, treatment and disposition, shall be prohibited
10 within such area as shall be designated in said public notice until the department
11 of agriculture shall find that the danger of dissemination of such insect pest or
12 disease has ceased to exist, of which the department of agriculture shall give
13 public notice.

Sec. 21. If the department of agriculture shall find, at any time, in any
2 county, township, or other geographical district, fields, crops or any property
3 or place so infested by insect pests, or infected with plant diseases as to threaten
4 increasing or serious injury to farm crops or other property, which injury might,
5 in the judgment of the department of agriculture be restrained by reasonable
6 measures of arrest and prevention, it shall require of all persons owning, leasing,
7 managing, or occupying property infested by such insect pests, or infected by
8 such diseases, within said district, that they shall take such measures of arrest
9 and prevention as are prescribed by the department of agriculture for the pro-
10 tection of the property of others against injury; and it shall be the duty of every
11 person so notified and instructed to perform the acts required of him by the in-
12 structions of the department of agriculture.

Sec. 22. Any person affected by any rule or regulation made or notice given,
2 pursuant to this Act, may have a review thereof by the department of agricul-
3 ture for the purpose of having such rule, regulation or notice modified, sus-

4 pended, or withdrawn. Such review shall be allowed and considered and the costs
5 thereof fixed, assessed, collected or paid in such manner and in accordance with
6 such rules and regulations as may be prescribed by the department of agricul-
7 ture.

Sec. 23. Any person who shall violate the provisions of this Act with ref-
2 erence to the sale, shipment, delivery, receipt, labeling, transportation, or treat-
3 ment of nursery stock, plants, plant products, or other property; or who shall
4 fail to report the receipt of uncertified nursery stock as required in section 13
5 of this Act; or who shall forge, counterfeit, deface, alter, destroy, or wrongfully
6 use any certificate provided for in this Act; or who shall use, plant, or remove,
7 without permission of the department of agriculture, infested or infected prop-
8 erty concerning whose condition he has received official notice; or who shall
9 maintain a nuisance as described in this Act, after notice by the department of
10 agriculture; or who shall fail or neglect to take such reasonable measures for the
11 arrest and prevention of injury by insect pests and diseases as are required of
12 him by the department of agriculture under section 21 of this Act; or who shall
13 offer any hindrance or resistance to the carrying out of this Act; shall be ad-
14 judged guilty of a misdemeanor, and upon conviction shall be punished by a fine
15 of not less than ten dollars or more than a hundred dollars for each and every of-
16 fense, together with all costs of procedure. It shall be the duty of the depart-
17 ment of agriculture to furnish to the state's attorney of the county in which an
18 offense is committed, or to the Attorney General of the State, all information in
19 its possession concerning violations of this Act, and the officer so notified shall
20 prosecute such violations of this Act, and the amounts so received shall be paid
21 into the treasury of the State.

Sec. 24. In construing and enforcing the provisions of this Act, the act, omis-
2 sion or failure of any official, agent or other person acting for or employed by
3 any association, partnership or corporation, within the scope of his employment

4 or office, shall, in every case, also be deemed the act, omission or failure of such
5 association, partnership or corporation, as well as that of the person.

Sec. 25. This Act shall not be so construed or enforced as to conflict in any
2 way with any Act of Congress regulating the movement of plants or plant prod-
3 ucts in interstate or foreign commerce.

Sec. 26. If any section or part of a section of this Act shall, for any cause,
2 be held unconstitutional, such fact shall not affect the remainder of this Act.

Sec. 27. All Acts and parts of Acts inconsistent with the provisions of this
2 Act are hereby repealed.

Sec. 28. Whereas an emergency exists, this Act shall take effect from and
2 after its passage; and whereas the Act establishing the department of agricul-
3 ture does not take effect until July 1, the duties of the department of agriculture
4 under this Act shall be performed, so far as necessary, by the State entomologist,
5 until July 1, 1917.



- 1 Introduced by Mr. Flagg, March 20, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making an appropriation in aid of the Illinois State Horticultural Society.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That there be, and is hereby, appropri-
3 ated for the use of the Illinois State Horticultural Society the sum of seven
4 thousand dollars (\$7,000) per annum, for the purpose of advancing the
5 growth and development of the horticultural interests of the State for the years
6 1917 and 1918, said sum to be expended by said society for the purpose and in
7 the manner specified in "An Act to organize the Illinois State Horticultural
8 Society," approved March 24, 1874: *Provided, however,* that no portion thereof
9 shall be paid for or on account of any salary or emoluments of any officer of
10 said society, except the secretary, who may receive not to exceed four hundred
11 dollars per annum: *And, provided, further,* that one thousand dollars (\$1,000.00)
12 of said sum may be expended each year in field experiments.

Sec. 2. The Auditor of Public Accounts is hereby authorized to draw his
2 warrant upon the State Treasurer for the sum in this Act specified on bills of
3 particulars certified to by the officials of said society to the order of the presi-
4 dent of said society and the State Treasurer shall pay the same out of any
5 funds in the treasury not otherwise appropriated.

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- 1 Introduced by Mr. Caviezel, March 20, 1917. •
2 Read by title, ordered printed and referred to Committee on Insurance.
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A BILL

For an Act for the regulation and control of fraternal benefit societies.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That any corporation, society, order or
3 voluntary association, without capital stock, organized and carried on solely for
4 the mutual benefit of its members and their beneficiaries, and not for profit, and
5 having a lodge system with ritualistic form of work and representative form of
6 government, and which shall make provisions for the payment of benefits in ac-
7 cordance with section 5 hereof, is hereby declared to be a fraternal benefit so-
8 ciety.

Sec. 2. Any society having a supreme governing or legislative body and
2 subordinate lodges or branches by whatever name known, into which members
3 shall be elected, initiated and admitted in accordance with its constitution, laws,
4 rules, regulations and prescribed ritualistic ceremonies, which subordinate lodges
5 or branches shall be required by the laws of such society to hold regular or
6 stated meetings at least once in each month, shall be deemed to be operating on
7 the lodge system. *Provided*, that any such association heretofore organized and

8 now actually operating which limits its membership to the members of a single
9 fraternal order, into which order the members have been proposed, elected by
10 ballot, initiated, admitted and obligated through subordinate lodges under pre-
11 scribed ritualistic ceremonies shall be regarded as thereby complying with the re-
12 quirements of this Act as to subordinate lodges and ritualistic form of work.

Sec. 3. Any such society shall be deemed to have a representative form of
2 government when it shall provide in its constitution and laws for a supreme leg-
3 islative or governing body, composed of representatives elected either by the
4 members or by delegates elected directly or indirectly by the members, together
5 with such other members as may be prescribed by its constitution and laws; *pro-*
6 *vided*, that the elective members shall constitute a majority in number and have
7 not less than two-thirds of the votes, nor less than the votes required to amend its
8 constitution and laws; *and provided further*, that the meetings of the supreme
9 or governing body, and the election of officers, representatives or delegates shall
10 be held as often as once in four years. The members, officers, representatives or
11 delegates of a fraternal benefit society shall not vote by proxy.

Sec. 4. Except as herein provided, such societies shall be governed by this
2 Act, and shall be exempt from all provisions of the insurance laws of this State,
3 not only in governmental relations with the State, but for every other purpose,
4 and no law hereafter enacted shall apply to them, unless they be expressly desig-
5 nated therein.

Sec. 5. (1) Every society transacting business under this Act shall pro-
2 vide for the payment of death benefits, and may provide for the payment of bene-
3 fits in case of temporary or permanent physical disability, either as the result of
4 disease, accident or old age; *provided*, the period of life at which the payment of
5 benefits for disability on account of old age shall commence, shall not be under
6 seventy years, and may provide for monuments or tombstones to the memory of
7 its deceased members, and for the payment of funeral benefits. Such society
8 shall have the power to give a member, when permanently disabled or on attain-

9 ing the age of seventy, all or such portion of the face value of his certificate as
 10 the laws of the society may provide; *provided*, that nothing in this Act contained
 11 shall be so construed as to prevent the issuing of benefit certificates for the term
 12 of years less than the whole of life which are payable upon the death or disability
 13 of the member occurring within the term for which the benefit certificate may be
 14 issued. Such society, shall, upon written application of the member, have the
 15 power to accept a part of the periodical contributions in cash, and charge the
 16 remainder, not exceeding one-third of the periodical contribution, against the
 17 certificate with interest payable or compounded annually at a rate not lower than
 18 four per cent per annum; *provided*, that this privilege shall not be granted except
 19 to societies which have readjusted or may hereafter readjust their rates of con-
 20 tributions, and to contracts affected by such readjustments.

21 (2) Any society which shall show by the annual valuation hereinafter pro-
 22 vided for that it is accumulating and maintaining the reserve not lower than the
 23 usual reserve computed by the American Experience Table and four per cent
 24 interest, may grant to its members extended and paid-up protection, or such with-
 25 drawal equities as its constitution and laws may provide; *provided*, that such
 26 grants shall in no case exceed in value the portion of the reserve to the credit of
 27 such members to whom they are made.

Sec. 6. The payment of death benefits shall be confined to wife, husband,
 2 relative by blood to the fourth degree, father-in-law, mother-in-law, son-in-law,
 3 daughter-in-law, stepfather, stepmother, stepchildren, children by legal adoption,
 4 or to a person or persons dependent upon the member; *provided*, that if after the
 5 issuance of the original certificate the member shall become dependent upon an
 6 incorporated charitable institution, he shall have the privilege with the consent
 7 of the society, to make such institution his beneficiary. Within the above re-
 8 strictions each member shall have the right to designate his beneficiary, and,
 9 from time to time, have the same changed in accordance with the laws, rules or
 10 regulations of the society, and no beneficiary shall have or obtain any vested
 11 interest in the said benefit until the same has become due and payable upon the

12 death of the said member; *provided*, that any society may, by its laws, limit the
13 scope of beneficiaries within the above classes.

Sec. 7. Any society may admit to beneficial membership any person not less
2 than sixteen and not more than sixty years of age, who has been examined by a
3 legally qualified physician, and whose examination has been supervised and ap-
4 proved in accordance with the laws of the society; *provided*, that any beneficiary
5 member of such society who shall apply for a certificate providing for disability
6 benefits, need not be required to pass an additional medical examination there-
7 for. Nothing herein contained shall prevent such society from accepting general
8 or social members.

Sec. 8. Every certificate issued by any such society shall specify the amount
2 of benefit provided thereby, and shall provide that the certificate, the charter or
3 articles of incorporation, or, if a voluntary association, the articles of associa-
4 tion, the constitution and laws of the society and the application for membership
5 and medical examination, signed by the applicant, and all amendments to each
6 thereof, shall constitute the agreement between the society and the member, and
7 copies of the same certificate by the secretary of the society, or corresponding
8 officer, shall be received in evidence of the terms and conditions thereof, and any
9 changes, additions or amendments to said charter or articles of incorporation, or
10 articles of association, if a voluntary association, constitution or laws duly made
11 or enacted subsequent to the issuance of the benefit certificate shall bind the mem-
12 ber and his beneficiaries, and shall govern and control the agreement in all re-
13 spects the same as though such changes, additions or amendments had been made
14 prior to and were in force at the time of the application for membership.

Sec. 9. (1) Any society may create, maintain, invest, disburse and apply an
2 emergency, surplus or other similar fund in accordance with its laws. Unless
3 otherwise provided in the contract, such funds shall be held, invested, and dis-
4 bursed for the use and benefit of the society, and no member or beneficiary shall
5 have or acquire individual rights therein or become entitled to any apportion-

6 ment or the surrender of any part thereof, except as provided in subsection 2 of
 7 section 5 of this Act. The funds from which benefits shall be paid and the funds
 8 from which the expenses of the society shall be defrayed, shall be derived from
 9 periodical or other payments by the members of the society and accretions of said
 10 funds; *provided*, that no society shall hereafter be incorporated which does not
 11 provide for stated periodical contributions sufficient to provide for meeting the
 12 mortuary obligations contracted, when valued upon the basis of the National
 13 Fraternal Congress Table of Mortality as adopted by the National Fraternal
 14 Congress, August 23, 1899, or any higher standard with interest assumption not
 15 more than four per cent per annum, nor shall any such society be admitted to
 16 transact business in this State which does not provide for stated periodical con-
 17 tributions sufficient to provide for meeting the mortuary obligations contracted
 18 when valued upon one of the bases named in this Act and applicable thereunder
 19 to such society. No society, domestic or foreign, shall hereafter be incorpo-
 20 rated or admitted to write or accept members for permanent disability benefits
 21 except upon tables based upon reliable experience with an interest assumption
 22 not higher than four per cent.

23 (2) Deferred payments or installments of claims shall be considered as fixed
 24 liabilities on the happening of the contingency upon which such payments or in-
 25 stallments are thereafter to be paid. Such liability shall be the present value of
 26 such future payments or installments upon the rate of interest and mortality as-
 27 sumed by the society for valuation, and every society shall maintain a fund suf-
 28 ficient to meet such liability regardless of proposed future collections to meet any
 29 such liabilities.

Sec. 10. Every society shall invest its funds only in securities permitted by
 2 the laws of this State for the investment of the assets of life insurance com-
 3 panies; *provided*, that any foreign society permitted or seeking to do business in
 4 this State, which invests its funds in accordance with the laws of the State in
 5 which it is incorporated, shall be held to meet the requirements of this Act for the
 6 investment of funds.

Sec. 11. Every provision of the laws of the society for payment by members
 2 of such society, in whatever form made, shall distinctly state the purpose of the
 3 same and the proportion thereof which may be used for expenses, and no part
 4 of the money collected for mortuary or disability purposes or the net accretions
 5 of either or any of said funds shall be used for expenses.

Sec. 12. Seven or more persons, citizens of the United States, and a majority
 2 of whom are citizens of this State, who desire to form a Fraternal Benefit So-
 3 ciety, as defined by this Act, may make and sign (giving their addresses) and
 4 acknowledge before some officer competent to take acknowledgment of deeds,
 5 articles of incorporation, in which shall be stated:

6 1st. The proposed corporate name of the society, which shall not so closely
 7 resemble the name of any society or insurance company already transacting busi-
 8 ness in this State as to mislead the public or to lead to confusion:

9 2nd. The purpose for which it is formed—which shall not include more
 10 liberal powers than are granted by this Act, provided that any lawful social, in-
 11 tellectual, educational, charitable, benevolent, moral or religious advantages may
 12 be set forth among the purposes of the society—and the mode in which its cor-
 13 porate powers are to be exercised:

14 3rd. The names, residences and official titles of all the officers, trustees, di-
 15 rectors or other persons who are to have and exercise the general control and
 16 management of the affairs and funds of the society for the first year or until the
 17 ensuing election at which all such officers shall be elected by the supreme legis-
 18 lative or governing body, which election shall be held not later than one year
 19 from the date of the issuance of the permanent certificate.

20 Such articles of incorporation and duly certified copies of the constitution
 21 and laws, rules and regulations, and copies of all proposed forms of benefit cer-
 22 tificates, applications therefor and circulars to be issued by such society, and a
 23 bond in the sum of five thousand dollars, with sureties approved by the Superin-
 24 tendent of Insurance, conditioned upon the return of the advance payments, as
 25 provided in this section to applicants, if the organization is not completed

26 within one year, shall be filed with the Superintendent of Insurance, who may
27 require such further information as he deems necessary, and if the purposes of
28 the society conform to the requirements of this Act, and all provisions of law
29 have been complied with, the Superintendent of Insurance shall so certify and
30 retain and record the articles of incorporation, and furnish the incorporators
31 a preliminary certificate authorizing said society to solicit members as herein-
32 after provided.

33 Upon receipt of said certificate from the Superintendent of Insurance, said
34 society may solicit members for the purpose of completing its organization and
35 shall collect from each applicant the amount of not less than one regular
36 monthly payment, in accordance with its table of rates as provided by its con-
37 stitution and laws, and shall issue to each such applicant a receipt for the amount
38 so collected. But no such society shall incur any liability other than for such
39 advanced payments, nor issue any benefit certificate nor pay or allow, or offer or
40 promise to pay or allow, to any person any death or disability benefit until actual
41 *bona fide* applications for death benefit certificates have been secured upon at
42 least five hundred lives for at least one thousand dollars each, and all such ap-
43 plicants for death benefits shall have been regularly examined by legally quali-
44 fied practicing physicians, and certificates of such examinations have been duly
45 filed and approved by the chief medical examiner of such society; nor until
46 there shall be established ten subordinate lodges or branches into which said five
47 hundred applicants have been initiated; nor until there has been submitted to
48 the Superintendent of Insurance under oath of the president and secretary, or
49 corresponding officers of such society, a list of such applicants, giving their
50 names, addresses, date examined, date approved, date initiated, name and num-
51 ber of the subordinate branch of which each applicant is a member, amount of
52 benefits to be granted, rate of stated periodical contributions, which shall be suf-
53 ficient to provide for meeting the mortuary obligation, contracted, when valued
54 for death benefits upon the basis of the National Fraternal Congress Table of
55 Mortality, as adopted by the National Fraternal Congress August 23, 1899, or

any higher standard at the option of the society and for disability benefits by tables based upon reliable experience and for combined death and permanent total disability benefits by tables based upon reliable experience, with an interest assumption not higher than four per cent per annum; nor until it shall be shown to the Superintendent of Insurance by the sworn statement of the treasurer, or corresponding officer of such society, that at least five hundred applicants have each paid in cash at least one regular monthly payment as herein provided per one thousand dollars of indemnity to be effected, which payments in the aggregate shall amount to at least twenty-five hundred dollars; all of which shall be credited to the mortuary or disability fund on account of such applicants, and no part of which may be used for expenses.

Said advanced payments shall, during the period of organization, be held in trust, and, if the organization is not completed within one year as hereinafter provided, returned to said applicants.

The Superintendent of Insurance may make such examination and require such further information as he deems advisable, and, upon presentation of satisfactory evidence that the society has complied with all the provisions of law, he shall issue to such society a certificate to that effect. Such certificate shall be *prima facie* evidence of the existence of such society at the date of such certificate. The Superintendent of Insurance shall cause a record of such certificate to be made and a certified copy of such record may be given in evidence with like effect as the original certificate.

No preliminary certificate granted under the provisions of this section shall be valid after one year from its date, or after such further period, not exceeding one year, as may be authorized by the Superintendent of Insurance, upon cause shown; unless the five hundred applicants herein required have been secured and the organization has been completed as herein provided; and the articles of incorporation and all proceedings thereunder shall become null and void in one year from the date of said preliminary certificate, or at the expiration of said extended period, unless such society shall have completed its organi-

86 zation and commence business as herein provided. When any domestic society
 87 shall have discontinued business for the period of one year, or has less than 100
 88 members, its charter shall become null and void.

89 Every such society shall have the power to make a constitution and by-laws
 90 for the government of the society, the admission of its members, the manage-
 91 ment of its affairs and the fixing and readjusting of the rates of contribution
 92 of its members from time to time; and it shall have the power to change, alter,
 93 add to or amend such constitution and by-laws and shall have such other powers
 94 as are necessary and incidental to carrying into effect the objects and purposes
 95 of the society.

Sec. 13. Any society now engaged in transacting business in this State may
 2 exercise, after the passage of this Act, all of the rights conferred thereby, and
 3 all of the rights, powers and privileges now exercised or possessed by it under
 4 its charter or articles of incorporation not inconsistent with this Act, if incor-
 5 porated; or, if it be a voluntary association, it may incorporate hereunder. But
 6 no society already organized shall be required to reincorporate hereunder, and
 7 any such society may amend its articles of incorporation from time to time in
 8 the manner provided therein or in its constitution and laws, and all such amend-
 9 ments shall be filed with the Superintendent of Insurance and shall become
 10 operative upon such filing, unless a later time be provided in such amendments
 11 or in its articles of incorporation, constitution or laws.

Sec. 14. No domestic society shall merge with or accept the transfer of
 2 the membership or funds of any other society unless such merger or transfer
 3 is evidenced by a contract in writing, setting out in full the terms and con-
 4 ditions of such merger or transfer, and filed with the Superintendent of Insur-
 5 ance of this State, together with a sworn statement of the financial condition of
 6 each of said society by its president and secretary, or corresponding officers, and
 7 a certificate of such officers, duly verified under oath of said officers of each of
 8 the contracting societies that such merger or transfer has been approved by a

9 vote of two thirds of the members of the supreme legislative or governing
10 body of each of said societies.

11 Upon the submission of said contract, financial statements and certificates,
12 the Superintendent of Insurance shall examine the same, and, if he shall find such
13 financial statements to be correct and the said contract to be in conformity with
14 the provisions of this section, and that such merger or transfer is just and
15 equitable to the members of each of said societies, he shall approve said merger
16 or transfer, issue his certificate to that effect and thereupon the said contract
17 of merger or transfer shall be of full force and effect.

18 In case such contract is not approved, the fact of its submission and its
19 contents shall not be disclosed by the Superintendent of Insurance.

Sec. 15. Societies which are now authorized to transact business in this State
2 may continue such business until the first day of April next succeeding the
3 passage of this Act, and the authority of such societies may thereafter be renewed
4 annually, but in all cases to terminate on the first day of the succeeding April;
5 *provided, however,* the license shall continue in full force and effect until the new
6 license be issued or specifically refused. For each such license or renewal the
7 society shall pay the Superintendent of Insurance
8 dollars. A duly certified copy or duplicate of such license shall be *prima facie*
9 evidence that the licensee is a Fraternal Benefit Society within the meaning of
10 this Act.

Sec. 16. No foreign society now transacting business, organized prior to the
2 passage of this Act, which is not now authorized to transact business in this State,
3 shall transact any business herein without a license from the Superintendent of
4 Insurance. Any such society shall be entitled to a license to transact business
5 within this State upon filing with the superintendent a duly certified copy of its
6 charter or articles of association; a copy of its constitution and laws, certified by
7 its secretary or corresponding officer; a power of attorney to the superintendent
8 as hereinafter provided; a statement of its business under oath of its president

9 and secretary, or corresponding officers, in the form required by the superintendent
10 ent, duly verified by an examination made by the supervising insurance official of
11 its home state or other state satisfactory to the Superintendent of Insurance of
12 this State; a certificate from the proper official in its home state, province or
13 country, that the society is legally organized; a copy of its contract, which must
14 show that benefits are provided for by periodical, or other payments by persons
15 holding similar contracts; and upon furnishing the superintendent such other in-
16 formation as he may deem necessary to a proper exhibit of its business and plan
17 of working, and upon showing that its assets are invested in accordance with the
18 laws of the state, territory, district, province or country where it is organized,
19 he shall issue a license to such society to do business in this State until the first
20 day of the succeeding April, and such license shall, upon compliance with the pro-
21 visions of this Act, be renewed annually, but in all cases to terminate on the first
22 day of the succeeding April; *provided, however*, that license shall continue in full
23 force and effect until the new license be issued or specifically refused. Any for-
24 eign society desiring admission to this State, shall have the qualifications re-
25 quired of domestic societies organized under this Act, upon a valuation by any
26 one of the standards authorized in this Act, and have its assets invested as re-
27 quired by the laws of the state, territory, district, country, or province where it
28 is organized. For each such license or renewal the society shall pay the super-
29 intendent dollars. When the superintendent refuses to
30 license any society, or revokes its authority to do business in this State, he shall
31 reduce his ruling, order or decision to writing and file the same in his office, and
32 shall furnish a copy thereof, together with a statement of his reason, to the officers
33 of the society, upon request, and the action of the superintendent shall be review-
34 able by proper proceedings in any court of competent jurisdiction within the
35 State; *provided, however*, that nothing contained in this or the preceding section
36 shall be taken or construed as preventing any such society from continuing in
37 good faith all contracts made in this State during the time such society was legally
38 authorized to transact business herein.

Sec. 17. Every society, whether domestic or foreign, now transacting business in this State shall, within thirty days after the passage of this Act, and every such society hereafter applying for admission, shall, before being licensed, appoint in writing the Superintendent of Insurance and his successors in office to be its true and lawful attorney on whom all legal process in any action or proceeding against it shall be served, and in such writing shall agree that any lawful process against it which is served upon such attorney shall be of the same legal force and validity as if served upon the society and that the authority shall continue in force so long as any liability remains outstanding in this State.

Copies of such appointment, certified by said Superintendent of Insurance, shall be deemed sufficient evidence thereof and shall be admitted in evidence with the same force and effect as the original thereof might be admitted. Service shall only be made upon such attorney, must be made in duplicate upon the Superintendent of Insurance, or, in his absence upon the person in charge of his office, and shall be deemed sufficient service upon such society; *provided, however*, that no such service shall be valid or binding against any such society when it is required thereunder to file its answer, pleading or defense in less than thirty days from the date of mailing the copy of such service to such society. When legal process against any such society is served upon said Superintendent of Insurance he shall forthwith forward by registered mail one of the duplicate copies prepaid and directed to its secretary or corresponding officer. Legal process shall not be served upon any such society except in the manner provided herein.

Sec. 18. Any domestic society may provide that the meetings of its legislative or governing body may be held in any state, district, province or territory wherein such society has subordinate branches, and all business transacted at such meetings shall be as valid in all respects as if such meetings were held in this State; but its principal office shall be located in this State.

Sec. 19. Officers and members of the supreme, grand or any subordinate body of any such incorporated society shall not be individually liable for the

3 payment of any disability or death benefit provided for in the laws and agree-
4 ments of such society; but the same shall be payable only out of the funds of
5 such society and in the manner provided by its laws.

Sec. 20. The constitution and laws of the society may provide that no sub-
2 ordinate body, nor any of its subordinate officers or members shall have the
3 power or authority to waive any of the provisions of the laws and constitution
4 of the society, and the same shall be binding on the society and each and every
5 member thereof and on all beneficiaries of members.

Sec. 21. No money or other benefit, charity or relief or aid to be paid, pro-
2 vided or rendered by any such society shall be liable to attachment, garnishment
3 or other process, or be seized, taken, appropriated or applied by any legal or
4 equitable process or operation of law to pay any debt or liability of a member or
5 beneficiary, or any other person who may have a right thereunder, either before
6 or after payment.

Sec. 22. Every society transacting business under this Act shall file with
2 the Superintendent of Insurance a duly certified copy of all amendments of or
3 additions to its constitution and laws within ninety days after the enactment of
4 the same. Printed copies of the constitution and laws as amended, changed or
5 added to, certified by the secretary or corresponding officer of the society, shall
6 be *prima facie* evidence of the legal adoption thereof.

Sec. 23. Every society transacting business in this State shall annually, on
2 or before the first day of March, file with the Superintendent of Insurance, in such
3 form as he may require, a statement under oath of its president and secretary or
4 corresponding officers, of its condition and standing on the thirty-first day of
5 December next preceding, and of its transactions for the year ending on that
6 date, and also shall furnish such other information as the Superintendent may
7 deem necessary to a proper exhibit of its business and plan of working. The

8 Superintendent may at other times require any further statement he may deem
9 necessary to be made relating to such society.

10 In addition to the annual report herein required, each society shall annually
11 report to the Superintendent a valuation of its certificates in force on December
12 31, last preceding; excluding those issued within the year for which the report
13 is filed, in cases where the contributions for the first year in whole or in part are
14 used for current mortality and expenses; *provided*, the first report of valuation
15 shall be made as of December 31, 1912. Such report of valuation shall show,
16 as contingent liabilities, the present mid-year value of the promised benefits pro-
17 vided in the constitution and laws of such society under certificates then subject
18 to valuation; and, as contingent assets, the present mid-year value of the future
19 net contributions provided in the constitution and laws as the same are in prac-
20 tice actually collected. At the option of any society, in lieu of the above, the
21 valuation may show the net value of the certificates subject to valuation herein-
22 before provided, and said net value, when computed in case of monthly contribu-
23 tions, may be the mean of the terminal values for the end of the preceding and
24 of the current insurance years.

25 Such valuation shall be certified by competent accountant or actuary, or,
26 at the request and expense of the society, verified by the actuary of the depart-
27 ment of insurance of the home state of the society, and shall be filed with the
28 Superintendent within ninety days after the submission of the last preceding
29 annual report. The legal minimum standard of valuation for all certificates, ex-
30 cept for disability benefits, shall be the National Fraternal Congress Table of
31 Mortality as adopted by the National Fraternal Congress August 23, 1899, or, at
32 the option of the society, any higher table; or, at its option, it may use a table
33 based upon the society's own experience of at least twenty years and covering
34 not less than one hundred thousand lives with interest assumption not more than
35 four per centum per annum. Each such valuation report shall set forth clearly
36 and fully the mortality and interest basis and the method of valuation. Any
37 society providing for disability benefits shall keep the net contributions for such

benefits in a fund separate and apart from all other benefit and expense funds and the valuation of all other business of the society; *provided*, that where a combined contribution table is used by a society for both death and permanent total disability benefits, the valuation shall be according to tables of reliable experience and in such case a separation of the funds shall not be required.

The valuation herein provided for shall not be considered or regarded as a test of the financial solvency of the society, but each society shall be held to be legally solvent so long as the funds in its possession are equal to or in excess of its matured liabilities.

Beginning with the year 1914 a report of such valuation and an explanation of the facts concerning the condition of the society thereby disclosed shall be printed and mailed to each beneficiary member of the society not later than June 1st of each year; or, in lieu thereof such report of valuation and showing of the society's condition as thereby disclosed may be published in the society's official paper and the issue containing the same mailed to each beneficiary member of the society. The laws of such society shall provide that if the stated periodical contributions of the members are insufficient to pay all matured death and disability claims in full, and to provide for the creation and maintenance of the funds required by its laws, additional, increased or extra rates of contribution shall be collected from the members to meet such deficiency; and such laws may provide that, upon the written application or consent of the member, his certificate may be charged with its proportion of any deficiency disclosed by valuation, with interest not exceeding five per centum per annum.

Sec. 24. In lieu of the requirements of section 23, any society accepting in its laws the provisions of this section may value its certificates on a basis, herein designated "accumulation basis," by crediting each member with the net amount contributed for each year and with interest at approximately the net rate earned and by charging him with his share of the losses for each year, herein designated "cost of insurance" and carrying the balance, if any, to his credit.

7 The charge for the cost of insurance may be according to the actual experience of
 8 the society applied to a table of mortality recognized by the law of this State,
 9 and shall take into consideration the amount at risk during each year, which shall
 10 be the amount payable at death less the credit to the member. Except as specific-
 11 ally provided in its articles or laws or contracts no charge shall be carried
 12 forward from the first valuation hereunder against any member for any past
 13 share of losses exceeding the contributions and credit. If, after the first valua-
 14 tion, any member's share of losses for any year exceeds his credit including the
 15 contribution for the year, the contribution shall be increased to cover his share
 16 of the losses, and if the credit at the time any benefit becomes payable during the
 17 life-time of the member, including any available funds does not equal such bene-
 18 fit, the contributions to be made by him or on his behalf shall be increased by
 19 the difference. Any such excess share of losses chargeable to any member may
 20 be paid out of a fund or contributions especially created or required for such
 21 purpose.

22 Any member may transfer to any plan adopted by the society with net rates
 23 on which tabular reserves are maintained and on such transfer shall be entitled
 24 to make such application of his credit as provided in the laws of the society.

25 Certificates issued, rerated or readjusted on a basis providing for adequate
 26 rates with adequate reserves to mature such certificates upon assumptions for
 27 mortality and interest recognized by the law of this State shall be valued on
 28 such basis, herein designated the "Tabular Basis;" *provided*, that if on the first
 29 valuation under this section a deficiency in reserve shall be shown for any such
 30 certificate, the same shall be valued on the accumulation basis.

31 Whenever in any society having members upon the tabular basis and upon
 32 the accumulation basis, the total of all costs of insurance provided for any year
 33 shall be insufficient to meet the actual death and disability losses for the year,
 34 the deficiency shall be met for the year from the available funds after setting
 35 aside all credits in the reserve; or from increased contributions or by an in-
 36 crease in the number of assessments applied to the society as a whole or to classes

37 of members as may be specified in its laws. Savings from a lower amount of
 38 death losses may be returned in like manner as may be specified in its laws.

39 If the laws of the society so provide, the assets representing the reserves
 40 of any separate class of members may be carried separately for such class as if
 41 in an independent society, and the required reserve accumulation of such class
 42 so set apart shall not thereafter be mingled with the assets of other classes of the
 43 society.

44 A table showing the rates being paid by and the credits to individual mem-
 45 bers at each age and year of entry, and showing opposite each credit the tabu-
 46 lar rates and the tabular reserve required, or at the option of the society the
 47 required reserve on a level rate equivalent to that being paid, according to as-
 48 sumptions for mortality and interest recognized by the laws of this State and
 49 adopted by the society, and, in either case, including any benefit payable at a
 50 specified age or on account of old age disability shall be filed by the society
 51 with each annual report and also be furnished to each member before July 1st
 52 of each year.

53 In lieu of the aforesaid statement there may be furnished to each member
 54 within the same time a statement giving the data aforesaid for such member.
 55 No table or statement need be made or furnished when the reserves are main-
 56 tained on the tabular basis.

57 For this purpose, individual bookkeeping accounts for each member shall
 58 not be required and all calculations may be made by actuarial methods.

59 Nothing herein contained shall prevent the maintenance of such surplus over
 60 and above the credits on the accumulation basis and the reserves on the tabular
 61 basis as the society may provide by or pursuant to its laws; nor be construed
 62 as giving to the individual member any right or claim to any such reserve or
 63 credit other than in manner as expressed in the contract and its laws; nor as
 64 making any such reserve or credits a liability in determining the legal solvency
 65 of the society.

Sec. 25. The Superintendent of Insurance, or any person he may appoint,
2 shall have the power of visitation and examination into the affairs of any do-
3 mestic society. He may employ assistants for the purpose of such examination,
4 and he, or any person he may appoint, shall have free access to all the books,
5 papers and documents that relate to the business of the society and may summon
6 and qualify as witness under oath and examine its officers, agents and employees
7 or other persons in relation to the affairs, transactions and condition of the so-
8 ciety.

9 The expense of such examination shall be paid by the society examined, upon
10 statement furnished by the Superintendent of Insurance, and the examination
11 shall be made at least once in three years.

12 Whenever after examination the Superintendent of Insurance is satisfied that
13 any domestic society has failed to comply with any provisions of this Act, or is
14 exceeding its powers, or is not carrying out its contracts in good faith, or is trans-
15 acting business fraudulently; or whenever any domestic society, after the exist-
16 ence of one year or more, shall have a membership of less than 400 (or shall de-
17 termine to discontinue business), the Superintendent of Insurance may present
18 the facts relating thereto to the Attorney General, who shall, if he deem the cir-
19 cumstances warrant, commence an action in quo warranto in a court of compe-
20 tent jurisdiction, and such court shall thereupon notify the officers of such so-
21 ciety of a hearing, and if it shall then appear that such society should be closed,
22 said society shall be enjoined from carrying on any further business and some
23 person shall be appointed receiver of such society, and shall proceed at once to
24 take possession of the books, papers, moneys and other assets of the society and
25 shall forthwith, under the direction of the court, proceed to close the affairs of
26 the society and to distribute its funds to those entitled thereto.

27 No such proceedings shall be commenced by the Attorney General against
28 any such society until after notice has been duly served on the chief executive
29 officers of the society and a reasonable opportunity given to it, on a date to be
30 named in said notice, to show cause why such proceedings should not be com-
31 menced.

Sec. 26. No application for injunction against or proceedings for the dissolution of or the appointment of a receiver for any such domestic society or branch thereof shall be entertained by any court in this State unless the same is made by the Attorney General.

Sec. 27. The Superintendent of Insurance, or any person whom he may appoint, may examine any foreign society transacting or applying for admission to transact business in this State. The said superintendent may employ assistants, and he, or any person he may appoint, shall have free access to all the books, papers and documents that relate to the business of the society, and may summon and qualify as witness under oath and examine its officers, agents and employees and other persons in relation to the affairs, transactions and conditions of the society. He may, in his discretion, accept in lieu of such examination the examination of the Insurance Department of the state, territory, district, province or country where such society is organized. The actual expenses of examiners making any such examination shall be paid by the society upon statement furnished by the Superintendent of Insurance.

If any such society or its officers refuse to submit to such examination or to comply with the provisions of the section relative thereto, the authority of such society to write new business in this State shall be suspended or license refused until satisfactory evidence is furnished the superintendent relating to the condition and affairs of the society, and during such suspension the society shall not write new business in this State.

Sec. 28. Pending, during or after an examination or investigation of any such society, either domestic or foreign, the Superintendent of Insurance shall make public no financial statement, report or finding, nor shall he permit to become public any financial statement, report or finding affecting the status, standing or rights of any such society, until a copy thereof shall have been served upon such society, at its home office, nor until such society shall have been afforded a

7 reasonable opportunity to answer any such financial statement, report or find-
8 ing, and to make such showing in connection therewith as it may desire.

Sec. 29. When the Superintendent of Insurance on investigation is satisfied
2 that any foreign society transacting business under this Act has exceeded its
3 powers, or has failed to comply with any provisions of this Act, or is conducting
4 business fraudulently, or is not carrying out its contracts in good faith, he shall
5 notify the society of his findings, and state in writing the grounds of his dissat-
6 isfaction, and after reasonable notice require said society, on a date named, to
7 show cause why its license should not be revoked. If on the date named in said
8 notice such objections have not been removed to the satisfaction of the said super-
9 intendent, or the society does not present good and sufficient reasons why its
10 authority to transact business in this State should not at that time be revoked,
11 he may revoke the authority of the society to continue business in this State.
12 All decisions and findings of the superintendent made under the provisions of
13 this section may be reviewed by proper proceedings in any court of competent
14 jurisdiction, as provided in section 16 of this Act.

Sec. 30. Nothing contained in this Act shall be construed to affect or apply
2 to grand or subordinate lodges of Masons, Odd Fellows or Knights of Pythias
3 (exclusive of the Insurance Department of the Supreme Lodge Knights of
4 Pythias), and the Junior Order of United American Mechanics (exclusive of the
5 Beneficiary Degree or insurance branch of the National Council Junior Order
6 United American Mechanics), or societies which limit their membership to any
7 one hazardous occupation, nor to similar societies which do not issue insurance
8 certificates, nor to an association of local lodges of a society now doing business
9 in this State which provides death benefits not exceeding five hundred dollars to
10 any one person, or disability benefits not exceeding three hundred dollars in any
11 one year to any one person, or both, nor to any contracts of reinsurance busi-
12 ness on such plan in this State, nor to domestic societies which limit their member-
13 ship to the employees of a particular city or town, designated firm, business house

14 or corporation, nor to domestic lodges, orders or associations of a purely relig-
15 ious, charitable and benevolent description, which do not provide for a death
16 benefit of more than one hundred dollars, or for disability benefits of more than
17 one hundred and fifty dollars to any one person in any one year. The Superin-
18 tendent of Insurance may require from any society such information as will en-
19 able him to determine whether such society is exempt from the provisions of this
20 Act.

21 Any fraternal benefit society, heretofore organized and incorporated and
22 operating within the definition set forth in sections 1, 2, and 3, of this Act, pro-
23 viding for benefits in case of death or disability resulting solely from accidents,
24 but which does not obligate itself to pay death or sick benefits, may be licensed
25 under the provisions of this Act, and shall have all the privileges and shall be sub-
26 ject to all the provisions and regulations of this Act, except that the provisions
27 of this Act requiring medical examinations, valuations of benefit certificates, and
28 that the certificate shall specify the amount of benefits, shall not apply to such
29 society.

Sec. 31. Every fraternal benefit society organized or licensed under this
2 Act is hereby declared to be a charitable and benevolent institution, and all of its
3 funds shall be exempt from all and every state, county, district, municipal and
4 school tax, other than taxes on real estate and office equipment.

Sec. 32. Any person, officer, member or examining physician of any society
2 authorized to do business under this Act who shall knowingly or willfully make
3 any false or fraudulent statement or representation in or with reference to any
4 application for membership, or for the purpose of obtaining money from or bene-
5 fit in any society transacting business under this Act, shall be guilty of a mis-
6 demeanor, and upon conviction thereof shall be punished by a fine of not less
7 than one hundred dollars nor more than five hundred dollars, or imprisonment in
8 the county jail for not less than thirty days nor more than one year, or both, in
9 the discretion of the court and any person who shall willfully make a false state-

10 ment of any material fact or thing in a sworn statement as to the death or dis-
11 ability of a certificate holder in any such society for the purpose of procuring
12 payment of a benefit named in the certificate of such holder, and any person who
13 shall willfully make any false statement in any verified report or declaration
14 under oath required or authorized by this Act, shall be guilty of perjury, and shall
15 be proceeded against and punished as provided by the statutes of this State in
16 relation to the crime of perjury.

17 Any person who shall solicit membership for, or in any manner assist in pro-
18 curing membership in any Fraternal Benefit Society not licensed to do business in
19 this State, or who shall solicit membership for, or in any manner assist in procur-
20 ing membership in any such society not authorized as herein provided, to do busi-
21 ness as herein defined in this State, shall be punished by a fine of not less than
22 fifty nor more than two hundred dollars.

23 Any society, or any officer, agent or employee thereof neglecting or refusing
24 to comply with, or violating any of the provisions of this Act, the penalty for
25 which neglect, refusal or violation is not specified in this section, shall be fined not
26 exceeding two hundred dollars upon conviction thereof.

Sec. 33. All Acts and parts of Acts inconsistent with this Act are hereby re-
2 pealed.



- 1 Introduced by Mr. Smejkal, March 20, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act entitled, "An Act making an appropriation for the payment of mileage of Electors of the President and Vice President of the United States."

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That there be and is hereby appropriated
3 the sum of one thousand five hundred and 00-100 (\$1,500.00) dollars, or so much
4 thereof as may be necessary, to pay the mileage of the electors of the President
5 and the Vice President of the United States.

Sec. 2. The Auditor of Public Accounts is hereby authorized and directed
2 to draw his warrants upon the State Treasurer for the items herein specified upon
3 presentation of proper vouchers, and the State Treasurer shall pay the same out
4 of any funds in the State treasury not otherwise appropriated.

1 Introduced by Mr. Smejkal, March 20, 1917.

2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act entitled, an Act making an appropriation for the payment of the salaries of the judges of the city courts of the State of Illinois, prior to July 1, 1917, and by declaring an emergency.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That there be and is hereby appropriated
3 the sum of three thousand five hundred and 00-100 (\$3,500.00) dollars, or so
4 much thereof as may be necessary to pay the salaries of the judges of the city
5 courts of the State of Illinois prior to July 1, 1917.

Sec. 2. The Auditor of Public Accounts is hereby authorized and directed
2 to draw his warrants upon the Treasurer for the sum herein specified upon pre-
3 sentation of proper vouchers, and the State Treasurer shall pay the same out of
4 funds in the State treasury not otherwise appropriated.

Sec. 3. Whereas, the sum hereby appropriated is immediately required,
2 therefore an emergency exists and this Act shall take effect from and after its
3 passage and approval.

- 1 Introduced by Committee on Judiciary, March 20, 1917.
- 2 Read a first time, ordered printed and to a second reading.

A BILL

For an Act to amend an Act entitled, "An Act concerning corporations," approved April 18, 1872, in force July 1, 1872, as amended by amending section 1 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section 1 of an Act entitled, "An Act
3 concerning corporations," approved April 18, 1872, and in force July 1, 1872, as
4 amended, be and the same hereby is amended by amending section 1 thereof so
5 that said section 1 thereof shall read as follows:

6 Sec. 1. That corporations may be formed in the manner provided by this
7 Act for any lawful purpose except banking, insurance, real estate brokerage, the
8 operation of railroads and the business of loaning money: *Provided*, that horse
9 and dummy railroads, and organizations for the purchase and sale of real estate
10 for burial purposes only and corporations for acquiring, owning, erecting, leas-
11 ing or operating only one building and the site therefor, of not more than 80,000
12 square feet of land, hereinafter called building corporations, may be organized
13 and operated under the provisions of this Act: *And be it further provided*, where
14 such building corporation is organized for such purpose, that specific and definite

15 description of the site for such building shall be given at the time the charter
16 for such corporation is applied for: *And, provided, further,* that unless said site at
17 the time said charter is granted is improved with a building worth not less than
18 one-half the actual cash value of said site at such time, such corporation shall
19 within the five (5) years next thereafter erect upon such site a building which
20 shall not cost less than one-half of the full cash value of said site at the time said
21 charter is granted, and in the event of its failure to build such building within the
22 said five (5) years the said corporation shall forfeit its right to erect a building
23 and shall be required to dispose of said site within six (6) months after the ex-
24 piration of said five (5) years and cease its corporate existence: *And, provided,*
25 *further,* that it shall be unlawful for two or more building corporations organ-
26 ized hereunder to consolidate or for the stock of any building corporation organ-
27 ized hereunder, to be owned, taken or held, directly or indirectly, by any foreign
28 or domestic corporation or by any holding corporation, foreign or domestic.

29 *And, provided, further,* that corporations formed for the purpose of con-
30 structing railroad bridges shall not be held to be railroad corporations.

31 *And, provided further, that corporations may be formed under this Act for*
32 *the purpose of carrying on the real estate agency business. The real estate agency*
33 *business within the meaning of this Act shall consist of acting as agent for others*
34 *in the purchase, sale, renting and management of real estate and leasehold inter-*
35 *ests, and acting as agent for others in the negotiation of loans on real estate and*
36 *leasehold estates, provided that no corporations shall be formed under this Act*
37 *for the purpose of acquiring or owning real estate except as specifically provided*
38 *by this Act.*



- 1 Introduced by Mr. Hamlin, March 21, 1917.
- 2 Read by title, ordered printed and referred to Committee on Elections.

A BILL

For an Act to provide for non-partisan elections of judges of the municipal court of
Chicago.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That all judges of the municipal court of
3 Chicago at present elected and qualified as such and whose terms of office will
4 expire in the years 1918, 1920 and 1922, shall continue to hold office until the ex-
5 piration of their respective terms in accordance with the laws now in force; and
6 all persons elected and qualified to fill the office of judge of the municipal court
7 of Chicago in the year 1918 shall hold such office until a successor has been
8 elected on the first Tuesday in April in the year 1923 and has duly qualified; and
9 all persons elected and qualified to fill the office of judge of the municipal court
10 of Chicago in the year 1920 shall hold such office until a successor has been
11 elected on the first Tuesday in April in the year 1925 and has duly qualified; and
12 all persons elected and qualified to fill the office of judge of the municipal court
13 of Chicago in the year 1922 shall hold said office until a successor has been
14 elected on the first Tuesday in April in the year 1927 and duly qualified; and

15 upon the election of such judges in 1923, 1925 and 1927 the term of office of all
16 judges of the municipal court of Chicago then and thereafter elected shall be
17 six years.

18 The following words and phrases in this Act shall, unless the same are in-
19 consistent with the context, be construed as follows:

20 The words "municipal court" shall mean the municipal court of Chicago;

21 The words "municipal judge" shall mean any person elected as a judge of
22 the municipal court of Chicago;

23 The word "election" shall mean the date of the first Tuesday in April in any
24 year in which municipal court judges are hereafter elected, in accordance with the
25 dates herein fixed;

26 The words "municipal primary" shall mean the primary held on the last
27 Tuesday in February in every year in which municipal officers are to be voted
28 for on the first Tuesday in April of such year or such other date as may be fixed
29 by law for the holding of a primary election for nominees for municipal offices;

30 The word "precinct" shall mean a voting precinct heretofore or hereafter
31 established by law within which all qualified electors vote at one polling place.

Sec. 2. The name of no person shall be printed upon the official ballot to be
2 voted at any municipal election as a candidate for judge of the municipal court
3 of Chicago, unless such person shall have been nominated for such office at a
4 municipal primary held under the provision of this Act.

Sec. 3. Any person desiring to become a candidate for judge of the municipi-
2 pal court of Chicago shall, not less than thirty days nor more than sixty days
3 prior to said municipal primary, file with the city clerk of the city of Chicago, a
4 statement of such candidacy verified by oath or affirmation in substantially the
5 following form:

STATEMENT OF CANDIDACY

6 Of (here insert name) for the office of judge of the municipal court of
7 Chicago.

8 STATE OF ILLINOIS, }
9 COUNTY OF COOK. } ss.

10 I,, being first duly sworn, say that I reside at
11 No. (here insert number and name of street) street in the city of Chicago,
12 county of Cook, State of Illinois; that I am a qualified voter therein; that I am
13 a candidate for nomination to the office of judge of the municipal court of Chi-
14 cago to be voted upon at a municipal primary to be held on the.....day
15 of, A. D. 19....; that I am qualified by law to hold said office; and
16 I hereby request that my name be printed upon the official municipal primary bal-
17 lot for nomination at such municipal primary for said office.

18 (Signed)

19 Subscribed and sworn to (or affirmed) before me this.....day
20 of, A. D. 19....

21 (Signed)

22 (Official Character.)

23 (Seal, if officer has one.)

24 He shall at the same time file therewith the petitions of such number of
25 qualified electors of the city of Chicago as will aggregate not less than two (2)
26 per cent and not more than four (4) per cent of all the ballots cast for candidates
27 for municipal offices in said city at the last preceding general municipal election
28 held in such city. No person shall sign more petitions for nomination for
29 judges of the municipal court than the number to be elected to such office at the
30 next municipal election. Each petition shall be signed by such elector in his own
31 proper person, and shall be verified by the oath or affirmation of a qualified
32 elector of the said city. Each petition and the verification thereof shall be on one
33 sheet and shall be substantially in the following form:

PETITION FOR NOMINATION.

I, the undersigned, a duly qualified elector of the city of Chicago, in the county of Cook and State of Illinois, and residing at the place in the precinct and ward (if any) appearing under my name as signed hereto, do hereby petition that the name of (here insert name of candidate) be placed on the official municipal primary ballot as candidate for nomination for the office of judge of the municipal court of Chicago, at the municipal primary to be held in such city, on the day of, A. D. 19.....

Name

Residence

Precinct Ward.....

STATE OF ILLINOIS, }
COUNTY OF COOK. } ss.

I,, do hereby certify and make oath (or affirm) that I am upwards of the age of twenty-one years; that I reside at No. (here insert number and name of street) street, in the city of Chicago, county of Cook, State of Illinois; that the signature on this petition was signed in my presence, and is genuine, and that to the best of my knowledge and belief the person so signing was, at the time of signing said petition, a qualified elector of said city of Chicago, and that his residence is correctly stated as above set forth.

(Signed)

Subscribed and sworn to (or affirmed) before me thisday of, A. D. 19.....

.....

(Official Character.)

Such petitions shall be printed upon sheets of uniform size and shall be arranged before filing same according to precincts and wards. All petitions of electors from any one precinct for the nomination of the same person shall be neatly fastened together in book form by placing the sheets in a pile and fastening them together at the upper edge in a secure and suitable manner. Said peti-

64 tions, when filed, shall not be withdrawn or added to after the time for filing
65 same has expired, and no petition shall be revoked except by written revocation
66 of the petitioner filed with the city clerk at least ten (10) days before the time
67 for filing such petitions has expired.

Sec. 4. Immediately upon the expiration of the time for filing the said state-
2 ments and petitions for candidates, the city clerk shall deliver the same to the
3 board of election commissioners of the City of Chicago, who shall cause a can-
4 vass to be made to verify the fact that the petitioners named reside at the places
5 designated in such petitions. If, upon such canvass, any person whose name
6 appears as signed to any such petition shall be found by such canvassers not to
7 reside at the place designated, or if it shall in any manner come to the attention
8 of said board of election commissioners that any petition has not been properly
9 signed by a person duly qualified to sign same, or that it has not been properly
10 verified, or that it has been signed by a person who has signed more than the
11 number of petitions authorized by this Act, then said board of election commis-
12 sioners shall cause a written complaint to be signed by the canvasser or person
13 who claims to have knowledge of such facts, and thereupon a notice shall be
14 mailed to the person whose name appears as signed to said petition, by said
15 board, addressed to the place of residence of such person as designated upon said
16 petition to appear before such board of election commissioners, within three days
17 thereafter and show cause why his petition should not be stricken from the files.
18 If such petitioner shall fail to appear at the time and place designated in said
19 notice or if he shall appear and fail to give satisfactory evidence that he is a
20 duly qualified elector of said city and that he signed said petition in his own
21 proper person, and that he has not signed more than the number of petitions
22 authorized by this Act, such petition shall be stricken from the files and shall not
23 be counted in considering the sufficiency of the number of petitions for such nomi-
24 nation.

25 Any person aggrieved by the act of such board of election commissioners in
26 striking any petition for nomination from the files may make application in writ-

ing, verified by affidavit, to the judge of the county court of Cook county, within three days after the same was stricken from the files, to have such petition restored, and said judge of the county court shall forthwith proceed in a summary manner to hear evidence and make such judgment or order as justice may require. The judgment of the said county court shall be entered of record, and in case such petition is ordered restored to the files by such judge of the county court, a certified copy of such order shall be filed with said board of election commissioners, and such judgment or order shall be final.

Any person who signs the name of another upon any petition filed under the provisions of this Act, or who signs a fictitious name upon any such petition, or who wilfully and corruptly swears or affirms falsely in taking any oath or affirmation required by this Act, shall, upon conviction thereof, be fined in a sum not exceeding one thousand dollars (\$1,000.00) or imprisoned in the county jail not exceeding six (6) months, or both, in the discretion of the court.

Any person acting as a canvasser who shall wilfully and corruptly make any false canvass in verifying any petition filed under this Act, shall, on conviction thereof, be fined in a sum not exceeding five hundred dollars (\$500), or imprisoned in the county jail not exceeding six (6) months, or both, in the discretion of the court.

Sec. 5. Any candidate for nomination for judge of the municipal court of Chicago, upon his request in writing, signed by him and duly acknowledged before an officer qualified to take acknowledgments of deeds, and filed with the city clerk not later than twenty (20) days before the holding of any municipal primary, may withdraw his name as a candidate for such nomination.

Sec. 6. At least fifteen (15) days before the holding of any municipal primary the board of election commissioners of said city shall cause to be published in at least one newspaper of general circulation published therein the names of the candidates for the respective offices to be filled, in alphabetical order according to their surnames.

Sec. 7. The names of all persons who have filed valid and sufficient statements of candidacy, together with valid and sufficient petitions as hereinbefore required, and who have not withdrawn their names as candidates in the manner hereinbefore provided, and none others shall be printed on the official ballot for judges of said municipal court to be voted at such municipal primary.

Sec. 8. At least twenty (20) days before each municipal primary and municipal election the board of election commissioners shall prepare notices of such primary and election respectively, which notice in each case shall state the time and place of holding the primary and election, the hours during which the polls will be open, and the number of positions and terms for which the candidates will be nominated at such primary or elected at such election. Such notice shall be published and posted, by the election commissioners, who shall prepare said notices, in the same manner as notices of election under the laws in force in the City of Chicago, applicable to general elections for municipal offices are required to be published and posted: *Provided*, that when such primary or election falls on the same day as the primary and election for other municipal offices all such notices may be combined.

Sec. 9. The ballots to be used at any election herein provided for shall be printed upon plain substantial white paper, through which the printing or writing cannot be read, and shall be of uniform quality, texture and size. Said ballots shall be printed in the following manner:

At the top of all the ballots shall be printed in large capital letters the words designating the ballot,—if a municipal primary the words shall be “Official Municipal Primary Ballot, for Judges of the Municipal Court of Chicago,” and if a municipal election, the designating words shall be “Official Municipal Election Ballot, for Judges of the Municipal Court of Chicago.”

Beginning not less than one inch below such designating words, and extending across the face of the ballot, the title of each position to be filled shall be printed in capital letters.

13 The names of candidates for judges of the municipal court of Chicago shall
14 be arranged and printed in groups according to the length of the term of office
15 for which said candidates are to be elected.

16 Below the name of each candidate shall be printed his place of residence,
17 stating the street and number; the names of candidates shall be printed in capi-
18 tal letters not less than one-eighth nor more than one-fourth of an inch in height,
19 and immediately at the left of the name of each candidate shall be printed a
20 square, the sides of which shall not be less than one-sixth of an inch in length;
21 the names of all the candidates for each group shall be printed in a column ar-
22 ranged in the order hereinafter designated; all names of candidates shall be
23 printed in uniform type; all places of residence of such candidates shall be
24 printed in uniform type; all squares upon said ballots shall be of uniform
25 size; all spaces between the names of the candidates in each group shall be of
26 uniform size.

27 Said ballots shall be prepared in as many series as there are candidates in
28 the group in which there are the most names; the ballots of the first series shall
29 contain all the names of the candidates for each group to be filled, one imme-
30 diately following the other in alphabetical order according to their surnames;
31 the ballots of the second series shall be like those of the first series, and the names
32 of the candidates in the second series shall be arranged in the same order as those
33 of the first series, except that the name appearing first in the list of candidates
34 for each group in said first series shall, in said second series, be printed after
35 all the other names in the list of candidates for such group; the ballots of the
36 third series shall be like those of the second series, and the names of the can-
37 didates in the third series shall be arranged in the same order as those of the
38 second series, except that the name appearing first in the list of candidates for
39 each group in said second series shall, in said third series, be printed after all
40 the other names in the list of candidates for such group, and so on successively,
41 the name at the top of any list of candidates for each group in any series be-
42 ing placed at the bottom of the respective lists of candidates for such group in

43 each succeeding series, and the name next to the top name in any list of candi
 44 dates for each group being successively advanced to the top of the list any suc
 45 ceeding series, until the name of each candidate for each group shall appear at
 46 the head of the list of candidates for such group.

47 On the back or outside of the ballot of each precinct, so as to appear when
 48 folded, shall be printed the words "Official Municipal Judicial Primary Ballot,"
 49 or "Official Municipal Judicial Election Ballot," as the case may be, designating
 50 said ballot, followed by the designation of said precinct, the date of the election,
 51 and a *fac simile* of the signature of the clerk of the board of election commis-
 52 sioners.

Sec. 10. No party circle, platform, principle, appellation or mark whatever
 2 shall be printed upon said ballot.

Sec. 11. Each precinct of any ward shall be allotted at least as many bal-
 2 lots of any one series as there are legal voters in such precinct. Every precinct
 3 in such ward shall be allotted a different series of ballots unless there are more
 4 precincts in such ward than there are series of ballots printed for such ward.
 5 The first precinct of each ward shall be allotted the first series of ballots, the sec-
 6 ond precinct of such ward the second series, and so on successively until the en-
 7 tire series of ballots shall have been exhausted, whereupon the next precinct of
 8 such ward shall be allotted the first series of ballots, and so on in rotation until
 9 all the precincts of such ward shall have been supplied with the requisite num-
 10 ber of ballots: *Provided, however,* that in the event that there are more series
 11 of ballots than there are precincts in any one ward, then the ballots for such ward
 12 shall be so distributed in said ward that an equal number of each series of ballots
 13 as nearly as possible shall be allotted to such ward, irrespective of the number of
 14 precincts in such ward.

Sec. 12. That in case there shall have been adopted, in the method provided
 2 by law, a voting machine or voting machines which may be used at municipal pri-

3 maries and municipal elections, the board of election commissioners may supply
4 such voting machines for the use of the voters at any precinct at any election
5 held under this Act. When any such voting machine shall be so supplied the
6 names of the persons to be voted for shall be so arranged on said voting machine
7 that the same shall correspond to one of the series of paper ballots herein pro-
8 vided for and shall rotate in the different precincts where such voting machines
9 are used in the same manner, as near as may be, as the said paper ballots.

Sec. 13. All persons who are qualified to vote for judges of said municipal
2 court under the laws of this State shall be qualified to vote at any such municip-
3 al primary.

Sec. 14. For any municipal primary held under the provisions of this Act
2 there shall be a general registration, intermediate registration or revision of the
3 registry, as the case may be, in accordance with the election law in force in such
4 city, the same as if such municipal primary were a general municipal election,
5 and for the purposes and requirements of registration, such municipal primary
6 shall be considered a general municipal election.

Sec. 15. In all special municipal primaries and special municipal elections
2 held under this Act, if the election law in force in such city shall require regis-
3 tration as a condition precedent to voting at special elections, and no general reg-
4 istration, intermediate registration or revision of registry is had for any special
5 municipal primary or special municipal election so as to give all legal voters
6 who are not registered an opportunity to register, then such legal voters who
7 are not registered may vote upon filing the affidavits as provided in section
8 eighteen (18) of this Act.

Sec. 16. If the election law in force in such city in regard to special elections
2 does not require general registration, intermediate registration or revision of
3 the registry for such special elections, the same shall not be required for any
4 special municipal primary: *Provided, however,* the books of registry, of the last

5 general registration, intermediate registration or revision of registry, as the case
 6 may be, shall be used at such election, and no vote shall be received at any such
 7 election if the name of the person offering to vote shall not be on said books of
 8 registry, unless the person offering to vote shall furnish to the judges of elec-
 9 tion his affidavit in writing, stating therein his residence, with street number (if
 10 any), age, nativity, length of residence in the State, county and precinct, and
 11 that he is an inhabitant of the precinct and entitled to vote therein at such elec-
 12 tion, and presents an affidavit of a householder, who is a registered voter of the
 13 precinct in which he offers to vote, to the effect that such householder knows
 14 such person to be an inhabitant of said precinct, and that such person is entitled
 15 to vote at such election; the intent of this section being that no legal voter,
 16 where registration is not required for such special municipal primary, shall be
 17 deprived of his vote by reason of his name not being on the books of registry.

Sec. 17. On receipt of his ballot, the voter shall forthwith and without leav-
 2 ing the inclosed space in the polling place provided by law, retire alone to one of
 3 the voting booths therein, and shall prepare his ballot by marking a cross (X)
 4 in the square immediately to the left of the name of each candidate of his
 5 choice for each office to be filled, or by writing in the name of any candidate of
 6 his own choice in a blank space on said ballot, and he shall signify his intention
 7 of voting for such candidate by placing immediately to the left of the name
 8 thus written by him a square, and by marking a cross (X) in such square. Be-
 9 fore leaving the voting booth the voter shall fold his ballot in such manner as
 10 to conceal the marks thereon. He shall then vote forthwith in the manner now
 11 or hereafter provided by law. He shall mark and deposit his ballot without un-
 12 due delay, and shall quit said inclosed space as soon as he has voted. No voter
 13 shall be allowed to occupy a voting booth already occupied by another, nor to
 14 remain within said inclosed space more than ten minutes, nor to occupy a voting
 15 booth more than five minutes in case all of said voting booths are in use and
 16 other voters are waiting to occupy same. No voter not an election officer, shall,
 17 after having voted, be allowed to re-enter said inclosed space during said elec-

tion. No person shall take or remove any ballot from the polling place before the close of the poll. No voter shall vote or offer to vote any ballot except such as he has received from the judges of election in charge of the ballots. Any voter who shall, by accident or mistake, spoil his ballot, may on returning said spoiled ballot, receive another in place thereof.

In case a voting machine or voting machines shall be used at any election held under the provisions of this Act, the method of casting votes shall be in conformity with the method prescribed by law for the casting of votes on voting machines, except as modified by this Act, the intent hereof being to permit the use of such voting machines at all elections in a manner not inconsistent with the provisions of this Act.

Sec. 18. The board of election commissioners shall prepare full instructions for the guidance of voters at each election as to obtaining ballots, as to the manner of marking them and the method of gaining assistance, and as to obtaining new ballots in place of those accidentally spoiled; and they shall respectively cause the same, together with copies of sections twenty-one (21), twenty-two (22), twenty-four (24), twenty-five (25), twenty-eight (28), and twenty-nine (29), of an Act entitled, "An Act to provide for the printing and distribution of ballots at public expense, and for the nomination of candidates for public offices, to regulate the manner of holding elections, and to enforce the secrecy of the ballot," approved June 22, 1891, in force July 1, 1891, as subsequently amended, and section nineteen (19) of this Act, to be printed in large, clear type, on a card, to be called "Card of Instructions;" and said board of election commissioners shall furnish to the judges of election a sufficient number of such cards of instructions to enable the judges of election to comply with the provisions of this Act.

Sec. 19. The judges of election shall cause not less than one of such cards to be posted in each voting booth provided for the preparation of ballots, and in addition thereto not less than four of such cards to be posted in and about

4 each polling place upon the day of election. Judges of election shall, not less
5 than five days prior to any such election, cause to be conspicuously posted, in
6 five or more public places in their precinct, a card of instructions and a speci-
7 men ballot printed on colored paper, substantially in the form of any one series
8 of ballots to be used for voting in such precinct at such election. The board of
9 election commissioners shall have printed a sufficient number of such specimen
10 ballots and deliver the same to the judges of election so as to enable said judges
11 to comply with the provisions of this Act.

Sec. 20. Any candidate may appoint in writing over his signature not more
2 than one representative who shall act as challenger and watcher for such can-
3 didate at any election herein provided for. Such challenger and watcher shall
4 be protected in the discharge of his duties by the judges of election and shall be
5 permitted to remain within the polling place in such position as will enable him
6 to see each person as he offers his vote, and said challenger and watcher may
7 remain within the polling place throughout the canvass of the vote and until the
8 returns are signed, unless he shall be personally guilty of fraudulent or disorderly
9 conduct. All challengers and watchers shall be qualified electors of the city, and
10 shall have the same powers as challengers and watchers under the general elec-
11 tion laws of this State. No political party shall have the right to designate or
12 keep any challenger or watcher at any polling place at any election held under
13 this Act, unless candidates for any office other than judge of the municipal court
14 are to be voted for at the same time.

Sec. 21. As soon as the poll of any election shall have been finally closed,
2 the judges of election, in their several precincts, shall immediately, and at the
3 place of the poll, proceed to canvass the vote so cast. Such canvass shall not be
4 adjourned or postponed until it shall have been fully completed, nor until the
5 several statements required to be made by the judges and clerks under the laws
6 governing general elections for municipal offices shall have been made out and
7 signed by them.

8 The judges of election shall have the right to station one or more police
9 officer or officers of the peace at each entrance to the room where such canvass
10 is begun, or about to take place, to exclude disorderly persons and keep the peace

Sec. 22. The judges of election shall first count the whole number of ballots
2 in the box. If the ballots shall be found to exceed the number of names entered
3 on each of the poll lists, they shall reject such excess ballots, if any, in the man-
4 ner provided by the election law in force in such city, for the general election of
5 officers. And the ballots and poll lists agreeing, or being made to agree in such
6 way, the judges shall proceed to count the votes in the following manner: Said
7 judges shall open the ballots; each ballot shall be canvassed separately by one
8 of the judges sitting between the two other judges, which judge shall call each
9 name to the poll clerks, and the office for which it is designated, and the other
10 judges looking at the ballot at the same time, and the poll clerks making tally
11 of the same. When all the ballots have been canvassed in this manner, the poll
12 clerks shall compare their tallies together, and ascertain the total number of
13 votes received by each candidate, and when they agree upon the numbers, one of
14 them shall announce in a loud voice to the judges the number of votes received
15 by each candidate.

Sec. 23. In case there is but one person to be elected at any municipal elec-
2 tion held under the provisions of this Act, the person receiving a majority of
3 the votes cast at the preceding municipal primary for all the persons who re-
4 ceived any votes at such municipal primary, shall be declared elected, and in that
5 event such municipal primary shall be held to be a municipal election. In case
6 there are two or more persons to be elected to any office at any municipal elec-
7 tion held under the provisions of this Act, then those persons equal in number to
8 the number to be elected at such municipal election who received the highest num-
9 ber of votes for such office at the preceding municipal primary, shall be declared
10 elected, and in that event such municipal primary shall be held to be a municipal
11 election for that office: *Provided, however,* that in such case no person shall be

12 declared elected at such municipal primary unless the number of votes received
 13 by him shall be greater than one half the number of ballots cast for candidates
 14 for judge of the municipal court of the City of Chicago, at such municipal pri-
 15 mary: *And, provided, further, that no certificate or notice of election shall be*
 16 *given to any person who shall be declared elected at any municipal primary un-*
 17 *til after the day fixed by law for the holding of the municipal election.*

Sec. 24. The vacancy or vacancies in any office of judge of the municipal
 2 court of Chicago, in case the required number of persons have not been elected
 3 at the municipal primary, shall be filled at the ensuing municipal election. The
 4 persons not elected at the municipal primary equal in number to twice the num-
 5 ber to be elected to any given office at the ensuing municipal election, or less, if
 6 so there be, who receive the highest number of votes for such office at the munici-
 7 pal primary, shall be declared nominated and only their names shall be printed
 8 on the official municipal election ballot as candidates for such office: *Provided,*
 9 *however, that if there be any person who, under the provisions of this section,*
 10 *would have been nominated for any office except for the fact that some other per-*
 11 *son received an equal number of votes for such office at the municipal primary,*
 12 *then all such persons receiving such equal number of votes shall be declared nomi-*
 13 *nated, and their names shall likewise be printed on the official municipal elec-*
 14 *tion ballot as candidates for such office. The persons equal in number to the*
 15 *persons to be elected to any office at any municipal election, who shall receive the*
 16 *highest number of votes at such municipal election, shall be declared elected to*
 17 *such office.*

Sec. 25. If any person nominated at any municipal primary as a candidate
 2 shall die or withdraw his candidacy before the ensuing municipal election, the
 3 name of the person who shall have received the highest number of votes next after
 4 the person receiving the lowest number of votes who was nominated at said mu-
 5 nicipal primary shall be printed on the ballot in lieu of the name of the person
 6 who shall have died or withdrawn his candidacy.

Sec. 26. The judges and clerks of any election held in the City of Chicago,
2 under this Act, shall be appointed by the same authorities and in the same man-
3 ner, shall receive the same pay, and shall be paid by the same authorities and in
4 the same manner as judges and clerks under the election laws in force in such
5 city.

Sec. 27. Any person whose name appears on the municipal primary ballot
2 or who has received any votes at such municipal primary may contest the elec-
3 tion of the candidate or candidates nominated or elected on the face of the re-
4 turns, which contest and the mode of procedure therein shall be as follows:

5 (a) Authority and jurisdiction are hereby vested in the county court, or in
6 the judge thereof in vacation, to hear and determine municipal primary contests.
7 When a petition to contest a municipal primary shall be filed in the office of the
8 clerk of the court, said petition shall forthwith be presented to the judge
9 thereof, who shall note thereon the day presented, the day when he will hear the
10 same, which shall be not more than five (5) days thereafter, and who shall order
11 issuance of summons to each defendant named in the petition.

12 (b) Summons shall forthwith issue to each defendant named in the peti-
13 tion; and service of summons shall be made by delivering a copy thereof to the
14 defendant, or by leaving such copy at his usual place of abode with some person
15 of the family, of the age of ten years or upwards, and informing such person of
16 the contents thereof; or, upon affidavit that service of summons cannot be made
17 in the manner hereinabove provided, for any good and sufficient reason, such
18 service, by leave of court, may be made by mailing a copy of said summons ad-
19 dressed to such defendant at his usual place of abode. The case may be heard
20 and determined by the county court at any time not less than three days after
21 service of process, and shall have preference in the order of hearing over all
22 other cases. The petitioner shall give security for all costs.

23 (c) If, in the opinion of the county court, the grounds for contest alleged
24 are sufficient in law the court shall proceed in a summary manner and may hear

25 evidence, examine the returns, recount the ballots, and make such orders and
 26 enter such decree as justice may require. The county court shall ascertain and
 27 declare by a decree forthwith to be entered of record the result of the election
 28 for which the contest is made. The decree of the county court shall be final. A
 29 certified copy of such decree shall forthwith be made by the clerk of the county
 30 court and transmitted to the board of election commissioners at least ten days
 31 before the municipal election, who shall in such case be governed accordingly.

Sec. 28. All laws in force in the City of Chicago, governing elections for
 2 judges of the municipal court of Chicago or applicable thereto and not inconsis-
 3 ent with the provisions of this Act, shall apply to and govern all elections held
 4 under this Act.

Sec. 29. That the invalidity of any portion of this Act shall not affect the
 2 validity of any other portion hereof which can be given effect without such in-
 3 valid part.

Sec. 30. This Act shall not be in force in the City of Chicago until the ques-
 2 tion of its adoption shall first have been submitted to the electors of such city,
 3 and approved by a majority of those voting thereon. The city council of the city
 4 may, by ordinance, direct that the question of the adoption of this Act be sub-
 5 mitted to popular vote at any election in and for the entire city coming not
 6 sooner than thirty (30) days from and after the passage of such ordinance, or
 7 at a special election called by the city council for that purpose. Thereupon the
 8 city clerk shall promptly certify the passage of such ordinance to the board of
 9 election commissioners, and it shall thereupon be the duty of such board of elec-
 10 tion commissioners to submit the question of the adoption of this Act to popu-
 11 lar vote.

12 The question of the adoption of this Act may also be submitted to the electors
 13 of said city in the following manner:

14 A petition signed by legal voters of said city equal in number to at least
15 five per cent (5%) of all the ballots cast for officers in such city at the last pre-
16 ceding general election held in such city, addressed to the city clerk, praying
17 for the submission of the question of adopting this Act to popular vote, may be
18 filed with such city clerk, and it shall thereupon be the duty of such city clerk
19 to promptly certify to the board of election commissioners the fact that such
20 petition has been filed, and it shall thereupon be the duty of such board of election
21 commissioners to submit the question of the adoption of this Act to popular vote
22 at any election in and for the entire city coming not sooner than thirty (30) days
23 from and after the filing of such petition.

24 The city clerk, as the case may be, shall also give at least twenty-five (25)
25 days' notice of such election by publishing a notice thereof in at least one news-
26 paper of general circulation published in such city.

27 The ballots to be used at such election shall be substantially in the following
28 form:

For the adoption of an Act entitled, "An Act to provide for non-partisan elections of judges of the municipal court of Chicago."	
Against the adoption of an Act entitled, "An Act to provide for non-partisan elections of judges of the municipal court of Chicago."	

29 If a majority of those electors voting thereon shall vote for the adoption of
30 this Act, it shall thereby and thereupon be adopted by and be in force in said
31 City of Chicago.



- 1 Introduced by Mr. Hamlin, March 21, 1917,
- 2 Read by title, ordered printed and rerred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act providing for the protection and safety of persons in and about the construction, repairing, alteration, or removal of buildings, bridges, viaducts and other structures, and to provide for the enforcement thereof," approved June 3, 1907, and in force July 1, 1907, by amending the title thereof; by amending sections one (1), three (3), four (4), five (5), six (6), seven (7), seven-a (7a), eight (8), and nine (9) respectively, thereof; by re-numbering sections 3, 7a, 8 and 9 thereof and by adding four new sections thereto to be known as sections 3, 10, 11 and 12 and to repeal section two (2) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly: That an Act entitled, "An Act providing*
3 *for the protection and safety of persons in and about the construction, repair-*
4 *ing, alteration or removal of buildings, bridges, viaducts and other structures,*
5 *and to provide for the enforcement thereof," approved June 3, 1907, and in force*
6 *July 1, 1907, be, and the same is hereby, amended, by amending the title thereof*
7 *to read as follows: "An Act providing for the protection and safety of persons*

8 in and about the construction, repairing, alteration, *maintenance* or removal of
 9 buildings, bridges, viaducts and other structures, and to provide for the enforce-
 10 ment thereof;" by amending sections 1, 3, 4, 5, 6, 7, 7a, 8 and 9; by re-numbering
 11 sections 3, 7a, 8 and 9 thereof, and by adding four new sections thereto to be
 12 known as sections 3, 10, 11 and 12, which amended sections so re-numbered and
 13 new sections shall read as follows:

14 Sec. 1. *Wherever in any city, town or village in this State there is a legally*
 15 *organized local department of public works, department of buildings, or depart-*
 16 *ment of health, charged with the enforcement of any laws or ordinances relating*
 17 *to the construction, repairing, alteration, maintenance or removal of buildings,*
 18 *bridges, viaducts and other structures, it shall be the duty of the commissioners,*
 19 *inspectors, or other officials in charge of such local departments to enforce the*
 20 *provisions of this Act within the boundaries of such cities, towns or villages.*
 21 *But in all other parts of this State where there are no such local departments or*
 22 *officials, it shall be the duty of the State factory inspector to enforce the provi-*
 23 *sions of this Act.*

24 All scaffolds, hoists, cranes, stays, ladders, supports or other mechanical
 25 contrivances erected or constructed by any person, firm or corporation in this
 26 State for the use in the erection, repairing, alteration, *maintenance*, removal or
 27 painting of any house, building, bridge, viaduct or other structure, shall be so
 28 erected, constructed, placed and operated as to *afford reasonable protection* to
 29 the life and limb of any person or persons employed or engaged thereon, or
 30 passing under or by the same, and in such manner as to prevent the falling of
 31 any material that may be used or deposited thereon.

32 Scaffolding or staging, swung or suspended from an overhead support more
 33 than twenty feet from the ground or floor shall have, where practicable, a safety
 34 rail properly bolted, secured and braced, rising at least thirty-four inches above
 35 the floor or main portion of such scaffolding or staging and extending along
 36 the entire length of the outside and ends thereof and properly attached thereto,

37 and such scaffolding or staging shall be so fastened as to prevent same from
38 swaying from the building or structure. *There shall be wire netting or canvas*
39 *firmly secured between such rail and the floor of such scaffolding or staging.*

Sec. 2. It shall be the duty of the owner of every house, building or struc-
2 ture (except a private house *not exceeding three stories in height*, used exclu-
3 sively as a private residence) now under construction or hereafter to be con-
4 structed, to affix and display conspicuously on each floor of such building during
5 the construction, a placard stating the load per square foot of floor surface
6 which may with safety be applied to that particular floor during such construc-
7 tion; or if the strength of different parts of any floor varies, then there shall be
8 such placard for each varying part of such floor. It shall be unlawful to load
9 such floors, or any part thereof, to a greater extent than the load indicated on
10 such placards and all such placards shall be verified and approved by *the officials*
11 *designated in section one of this Act.*

Sec. 3. *In all cases where work on a building or structure is being performed*
2 *above any person or persons working upon a suspended scaffold, a protection*
3 *covering shall be erected above such suspended scaffold. Said protection covering*
4 *shall be approximately five feet wide and lookout planks supporting same shall*
5 *consist of two planks fastened together approximately two inches thick and ten*
6 *inches wide and on an average not more than six feet apart. Said lookout planks*
7 *shall be covered with plank approximately two inches thick and shall be equipped*
8 *with an apron approximately three feet high along its outer edge. Said apron*
9 *shall consist of wire netting made of No. 14 wire, one inch mesh and shall slope*
10 *outward from the protection covering not less than two feet. In no case shall*
11 *such protection covering be built higher than thirty-six feet above the suspended*
12 *scaffold on which the workmen are employed. Such protective covering shall be*
13 *built and maintained by the employer whose workmen are employed on the sus-*
14 *pended scaffold. It shall be the duty of every employer, superintendent or fo e-*
15 *man who directs workmen to perform work on any place below where the*
16 *workmen are employed, to provide protection covering over his workmen.*

Sec. 4. Whenever it shall come to the notice of *any official authorized by*
2 *section one of this Act*, that the scaffolding or the slings, hangers, blocks, braces,
3 pulleys, stays, ladders, irons or ropes of any swinging or stationary scaffolding,
4 platform, or other similar device used in the construction, alteration, repairing,
5 maintenance, removing, cleaning or painting of buildings, bridges, viaducts or
6 other structures within this State are unsafe or dangerous, it shall be his duty
7 to immediately inspect and investigate the same and if he finds the same unsafe
8 or dangerous, to immediately give notice thereof to the person, firm or corpora-
9 tion responsible for same, or in charge of same, and to prohibit the further use
10 thereof until the same is made safe; and thereupon such person, firm or corpora-
11 tion shall not permit the further use of the same until the same shall have been
12 made safe for use. It shall be the duty of those authorized under section one of
13 this Act to examine or test such scaffolds, materials or devices used as herein
14 stated and ascertain if the same be safe for such use and they shall have the
15 right to make such examinations and tests during reasonable hours. Such sta-
16 tionary or swinging scaffold, platform or other device shall be constructed so
17 as to support, without failure, twice the maximum weight to be placed thereon
18 when in use and shall not be so loaded or crowded as to render the use of same
19 unsafe or dangerous.

Sec. 5. It shall be the duty of any person, firm or corporation in this State,
2 hiring, employing or directing another to perform labor of any kind in extra
3 hazardous work such as erecting, repairing, altering, maintaining or painting of
4 any water pipe, stand pipe, tank, smokestack, chimney, tower, steeple, pole, staff,
5 dome, cupola, bridge, viaduct, trussed building or other structure where the use
6 of any scaffolding, staging, swing hammock, support, temporary platform or
7 other similar contrivance are required or used in the performance of such labor,
8 to maintain at all times while such labor is being performed, a safe and proper
9 scaffold, stay or support as provided in section one of this Act, and shall in
10 addition thereto when the officials designated in section one of this Act deem it

11 necessary and practicable, provide other safeguards, such as life belts, life lines
12 or safety nets.

Sec. 6. All owners and contractors when constructing buildings where the
2 floors consist of iron or steel beams with filling between the same of fireproof
3 materials, shall complete the flooring or filling in as the building progresses to
4 not less than within four tiers of floor beams below that on which the iron work
5 is being erected. Where the floor beams are of iron or steel, it shall be the duty
6 of the contractors for the erection of such iron or steel work of buildings in
7 course of construction, if permanent floors are not installed, to thoroughly plank
8 over the entire tier of floor beams on which the men erecting the structural
9 iron or steel are working, and in addition thereto, the second tier of floor beams
10 below such floor on which such men are working shall be also fully covered with
11 plank if permanent floor is not installed, and the floor beams on the second floor
12 below the one on which the riveters, if any, are working shall also be covered
13 with plank to protect any workmen working below such riveters, unless the tile
14 brick or concrete work forming such floors, or the centering or forms of same
15 have been erected; but in no event shall there be allowed more than thirty-six feet
16 in height between any floors so covered except where a single story exceeds such
17 height, and in this event, such work shall be classified as extra hazardous under
18 section five of this Act. Such spaces as may be reasonably required for the
19 proper construction of such structural work and for the raising and lowering of
20 materials to be used in the construction of such buildings, may be left open, but
21 shall be properly barricaded and protected as called for, and such spaces as may
22 be designated by the plans and specifications for stairways and elevator shafts
23 need not be covered if properly barricaded with a substantial railing not less than
24 three feet six inches high and with one rail approximately midway between the
25 top of such railing and the floor. If the plans and specifications for a building
26 or buildings call for wood or timber floor construction, it shall be the duty of the
27 owner or contractor to cover joists or floor timbers with the lining or underfloor-
28 ing as the work progresses; where no underflooring is to be used, he or they shall

29 *cause said joists or floor timber to be covered with planks so that there shall*
 30 *not be more than thirty feet between the highest floor tier erected on which men*
 31 *are working and the nearest covered floor below. In any building having*
 32 *masonry wall bearing floor construction such floors shall not in any event be*
 33 *erected more than two floors in advance of the constructed brick walls enclosing*
 34 *such building.*

Sec. 7. If elevating machines or hoisting apparatus are used within a build-
 2 *ing or structure in the course of construction, for the purpose of lifting materials*
 3 *to be used in such construction, the contractors or owners shall cause the shafts*
 4 *or openings in each floor to be enclosed or fenced in on all sides by substantial*
 5 *barrier or railing at least eight feet in height. Any hoisting machine or engine*
 6 *used in such building construction shall where practicable, be set or placed on*
 7 *the ground, and where it is necessary in the construction of a building to place*
 8 *such hoisting machine or engine on some floor above the ground, such machine or*
 9 *engine must be properly and securely supported with a foundation capable of*
 10 *safely sustaining twice the weight of such machine or engine. It shall be the*
 11 *duty of the building commissioner, building inspector or other proper local*
 12 *authorities, charged with enforcing the local building laws in any city, town or*
 13 *village, and where no such local authorities exist it shall be the duty of the State*
 14 *factory inspector in case a building in course of construction is five stories or*
 15 *more in height to see that material required for such construction shall not be*
 16 *hoisted or lifted over any public street or alley unless such public street or alley*
 17 *shall be temporarily barricaded from use by the public for a radius of at least*
 18 *fifty feet from a point where, and while, such hoisting is being performed.*

Sec. 8. If elevating machines or hoisting apparatus operated or controlled
 2 *by other than hand power are used in the construction, alteration, removal or*
 3 *maintaining of any building or other structure, a complete and effective system*
 4 *of communication by means of signals shall be provided and maintained by the*
 5 *owner, contractor or sub-contractor during the use and operation of such elevat-*

ing machines or hoisting apparatus in order that prompt and effective communication may be had at all times between the operator of engine or motive power and hoisting apparatus and the employees or persons engaged thereon using and operating the same.

Sec. 9. *It shall be the duty of all owners, contractors and sub-contractors engaged in the erection, construction, alteration, maintenance or repair of any buildings, bridges, viaducts or other structures in which beams or cross beams are laid horizontally in such structures, to secure all of the steel or iron to which such beams or cross beams are attached with at least two erection bolts at each connection of such beams or cross beams or other horizontal pieces of steel or iron when the same are placed in position and which shall be done in such a way that said horizontal pieces of steel or iron so placed shall remain firm, even and regular to prevent tipping or moving of same.*

Sec. 10. *No gasoline or other explosive substance shall be used for lighting purposes in caissons or tunnel work.*

Sec. 11. *It shall be the duty of any owner, architect, engineer or contractor in charge of construction, alteration, maintenance or repair of any building, bridge, viaduct, or the construction of any public or private works, to provide sanitary and sufficient toilet facilities; i. e., water closets, chemical closets, privies or incinerators of a type approved by the local health commissioner, health inspector or other local authorities charged with the duty of enforcing the health regulations of the city, town or village where such work is done, and in localities where there is no such local health commissioner, health inspector or such other local authorities it shall be the duty of the State factory inspector to enforce this requirement.*

Sec. 12. *It shall be the duty of the architect or engineer engaged in preparing plans, drawings and specifications to be used in the erection, repairing, altering, maintaining or removal of any building or structure, to specify in such speci-*

4 *fications the safety requirements for the protection of life and limb called for in*
 5 *this Act and any failure on the part of any such architect or engineer to perform*
 6 *such duty, shall subject such architect or engineer to a fine of not less than twenty-*
 7 *five dollars nor more than two hundred dollars for each offense.*

Sec. 13. Any owner, contractor, sub-contractor, *superintendent or foreman,*
 2 *having charge of the erection, construction, repairing, alteration, maintaining, re-*
 3 *moval or painting of any building, bridge, viaduct or other structure within the*
 4 *provisions of this Act, shall comply with all the terms thereof and any such owner*
 5 *contractor, sub-contractor, superintendent or foreman violating any of the provi-*
 6 *sions of this Act shall, upon conviction thereof, be fined not less than ten dollars*
 7 *nor more than fifty dollars for the first offense and not less than twenty-five dol-*
 8 *lars nor more than two hundred dollars for the second offense and any subsequent*
 9 *offenses.*

10 And in case of any such failure to comply with the provisions of this Act
 11 *the local building commissioner, building inspector or other proper local authori-*
 12 *ties charged with the enforcement of the building laws and this Act within a city,*
 13 *town or village may, through the state's attorney or any other attorney, in case of*
 14 *the state's attorney's failure to act promptly, take the necessary legal steps to en-*
 15 *force compliance therewith, and if there be no building commissioner, building in-*
 16 *spector or other proper local authority in such locality charged with the duty of*
 17 *enforcing this Act the State factory inspector shall enforce this Act and may,*
 18 *through the state's attorney or any other attorney, in case of the failure of the*
 19 *state's attorney to act promptly, take the necessary legal steps to enforce compli-*
 20 *ance therewith.*

21 For any injury to person or property by any wilful violation of this Act or
 22 wilful failure to comply with any of its provisions, a right of action shall accrue
 23 to the party injured for any direct damages sustained thereby; *provided, that no*
 24 *such right of action shall accrue for any injury to the person if the injured person*
 25 *is entitled to compensation under the Workmen's Compensation Act or is cov-*
 26 *ered by the Workmen's Compensation Act; and in case of loss of life by reason*

27 of such wilful violation or wilful failure as aforesaid, a right of action shall ac-
28 crue to the widow of the person so killed, his lineal heirs or adopted children or
29 *any other person or persons who were before such loss of life dependent for sup-*
30 *port upon him within the terms of the Workmen's Compensation Act for a like*
31 *recovery of damages for the injury sustained by reason of such loss of life or*
32 *lives; provided, that no such right of action shall accrue for any such loss of life*
33 *or lives if the person or persons whose life or lives so lost were covered by the*
34 *Workmen's Compensation Act at the time of the injury to him or them resulting*
35 *in his or their death.*

Sec. 2. That section two (2) of an Act entitled, "An Act providing for the
2 protection and safety of persons in and about the construction, repairing, altera-
3 tion or removal of buildings, bridges, viaducts and other structures and to pro-
4 vide for the enforcement thereof," approved June 3, 1907, and in force July 1,
5 1907, be, and the same is hereby, repealed.

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- 1 Introduced by Mr. Church, March 21, 1917.
2 Read by title, ordered printed and referred to Committee on Judiciary.
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A BILL

For an Act to amend an Act entitled, "An Act to create and establish a board of health in the State of Illinois," approved May 28, 1877, in force July 1, 1877, as subsequently amended, by adding thereto five (5) new sections to be known as sections two-a (2a), two-b (2b), two-c (2c), two-d (2d) and two-e (2e).

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to create
3 and establish a board of health in the State of Illinois," approved May 28,
4 1877, in force July 1, 1877, as subsequently amended, be and the same is hereby
5 amended by adding five (5) new sections thereto, to be known as sections two-a
6 (2a), two-b (2b), two-c (2c), two-d (2d), and two-e (2e), to read as inserted at
7 length herein.

Sec. 2a. *No public water supply or any modification or extension to an ex-*
2 *isting public water supply, which modification or extension involves changes in or*
3 *additions to sources of supply or changes in or additions to means for gathering*
4 *and purifying the water and no public sewerage works or any modification or*

5 extension to existing sewerage works, which modification or extension involves
 6 changes in size or location of outfalls, changes in size, character or capacity of
 7 sewage treatment works or the addition of main, relief or intercepting sewers
 8 shall be installed until suitable plans and other descriptive matter have been sub-
 9 mitted to and approved in writing by the department of public health or its
 10 proper administrative officers.

11 The department of public health shall have the power to adopt and enforce
 12 rules and regulations governing the manner and form in which plans and other
 13 descriptive matter for the installation, modifications and improvement of public
 14 water works and sewerage works shall be presented.

15 If the department of public health finds that water purification works or
 16 sewage treatment works are not being operated so as to produce the results of
 17 which they are normally capable or so as to protect the public health, the board
 18 may issue an order in writing, requiring the employment of competent opera-
 19 tors, the use of effective operating methods and the submission of reports on
 20 operation.

21 If the department of public health finds that a public water supply or the
 22 disposal of sewage from public sewerage works is a menace to health or a nui-
 23 sance, it may order that the danger to the public health be removed, and that the
 24 nuisance be abated in a manner subject to the approval of the department of
 25 public health.

Sec. 2b. It shall be the duty of the department of public health and no
 2 other department or officer, to see that the streams, lakes and other
 3 water courses and bodies of water shall not be polluted or defiled
 4 by sewage, wastes, refuse or other substances that may affect the
 4½ public health, create nuisances, or otherwise interfere with the equitable
 5 rights and privileges of the general public to a legitimate use of the said streams,
 6 lakes and other water courses and bodies of water; and if, upon investigation,
 7 the department of public health shall find any such streams, lakes and other water
 8 courses and bodies of water are so affected and defiled by polluting substances,
 9 it shall be the duty of the department of public health to enter an order com-

10 manding the abatement of such pollution within such time as may be fixed by
11 the department.

Sec. 2c. Before entering an order in pursuance of any provision of this
2 Act, the department of public health may provide for a hearing, public or pri-
3 vate, and at such hearing any city, village, corporation or owner may be repre-
4 sented or be present and witnesses may be examined and if in any case, an order
5 made by the department of public health in pursuance hereof upon which no
6 hearing has been had, be not acceptable to any city, village, corporation or owner
7 affected, such city, village, corporation or owner may demand a hearing, public
8 or private, before an official of the board, to which both parties may summon
9 witnesses. If the order or decision entered after a hearing as provided herein
10 be not acceptable to any city, village, corporation or owner affected thereby, such
11 city, village, corporation or owner may question such order or decision in the
12 manner following: The necessity for and reasonableness of such order may be
13 submitted to two reputable and experienced sanitary engineers, one to be chosen
14 by the city, village, incorporated town or owner to which such order applies,
15 and the other chosen by the department of public health, neither of whom shall
16 be regularly employed by the department of public health and who shall act as
17 referee engineers. If the engineers so chosen are unable to agree, then they
18 shall choose a third engineer of like standing, and the vote of the majority shall
19 be final and binding. The referee engineers herein provided for shall have
20 power to affirm, modify or reject the order of the department of public
21 health submitted to them, and their decision, as reported in writing, which shall
22 be rendered within a reasonable time, shall be accepted by the department of
23 public health and shall be enforced thereby in the manner provided for in this
24 Act. The fees and expenses of said referee engineers shall be equally divided
25 between the city, village, incorporated town or owner requesting such reference,
26 and the department of public health.

Sec. 2d. *Upon a certification by the department of public health, that expenditures by any municipal corporation, for the purpose of promoting the public health are necessary, any municipal corporation affected by any order of the department of public health may, wherever the law governing such municipality permits, issue bonds, but in no case shall such bond issue exceed 3% of the assessed valuation, the proceeds from the sale of such bonds to be used exclusively for the installation of water purification works, sewage treatment works and necessary appurtenances and any such municipal corporation may levy additional annual taxes in excess of any general limitation, to the extent of one mill upon each dollar's valuation, the proceeds thereof to be used exclusively for the operation of water purification and sewage treatment works, provided that no bonds be issued or taxes levied hereunder except for the purpose of complying with the recommendations or requirements of the department of public health.*

Sec. 2e. *In all matters involving the enforcement of orders of the department of public health relating to public water supply and sewerage, responsible municipal officials shall be held personally liable for failure to perform any act within the scope of their official duty and within their individual power.*

It shall be the duty of the state's attorney of each county and of the Attorney General to prosecute all violations of this Act.



- 1 Introduced by Mr. Gorman, March 21, 1917.
- 2 Read by title, ordered printed and referred to Committee on Public Utilities and Transportation.

A BILL

For an Act to provide for the exercise of the right of eminent domain by corporations or individuals, owning and operating pipe lines for the piping and, thereby, transportation of crude oil.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That any and all corporations and individuals owning and operating pipe lines for the piping and thereby transportation of crude oil, shall have the right of eminent domain over, across and through any premises situated on the surveyed line of the proposed pipe line or lines, solely and only for the purposes of laying said pipe line across and through and over said premises, with all the necessary incidents attendant thereon, and of keeping said pipe line at all times in good repair and condition.

Sec. 2. And, where the compensation for so going over, across and through said premises cannot be agreed upon by and between the said corporation or individual, so owning and operating said pipe line and the owner of any premises proposed to be so used in so extending said pipe line, then and in such case the

5 question of said compensation shall be submitted to the proper court and a jury,
6 or to the court alone, if so agreed by and between the parties, in precisely the
7 same manner as is now done in the exercise of the right of eminent domain, and
8 the fixing of compensation and other matters.

Sec. 3. Under this Act no corporation or individual shall gain any other
2 or further right or title in and to the premises in question, than the bare right
3 to lay and maintain said pipe line across said premises and to go upon said
4 premises at any and all times, in a reasonable manner, for the purpose only of
5 necessary repair and upkeep. No title to any right of way shall pass to any
6 such corporation or individual and no right to fence or place any other struc-
7 tures or obstructions upon said premises of any sort or kind.

Sec. 4. The piping of said pipe lines shall, in all cases, be laid at least three
2 feet below the surface of the ground, unless otherwise agreed by and between
3 the parties and the excavation shall be at once filled in and the premises re-
4 stored to the same condition they were in before the laying of the piping, as
5 nearly as possible.

Sec. 5. Whereas, an emergency exists, now therefore this bill shall be in
2 force from and after its passage.

- 1 Introduced by Mr. Jacobson, March 21, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to regulate the work and hours of employees engaged in selling at retail drugs and medicines, and compounding physicians' prescriptions, and providing a penalty for the violation thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That as a measure for the protection of
3 public health, no person employed by any person, firm or corporation, shall for
4 more than an average of ten hours a day or sixty hours a week of six consecutive
5 calendar days, perform the work of selling drugs or other medicines, or com-
6 pounding physicians' prescriptions in any store, establishment or place of busi-
7 ness, where and in which drugs or medicines are sold at retail, and where and in
8 which physicians' prescriptions are compounded: *Provided,* that the answering
9 of and attending to emergency calls shall not be construed as a violation of this
10 Act.

Sec. 2. No person, firm or corporation employing another person to do work
2 which consists wholly or in part of selling, at retail, drugs or medicine, or of com-
3 pounding physicians' prescriptions, in any store, or establishment, or place of

4 business where or in which medicines are sold, and where or in which physicians'
5 prescriptions are compounded, shall require or permit said employed person to
6 perform such work for more than an average of ten hours a day, or sixty
7 hours a week of six consecutive calendar days.

Sec. 3. Any person, firm or corporation violating any of the provisions
2 of this Act shall be deemed guilty of a misdemeanor and shall be punished there-
3 for by a fine not less than twenty dollars nor more than fifty dollars, or by im-
4 prisonment for not exceeding sixty days, or by both such fine and imprisonment,
5 at the discretion of the court.

Sec. 4. The department of labor is hereby authorized, directed and em-
2 powered to enforce the provisions of this Act.

Sec. 5. All Acts or parts of Acts inconsistent with the provisions of this
2 Act are hereby repealed.



- 1 Introduced by Mr. Fahy, March 21, 1917.
- 2 Read by title, ordered printed and referred to Committee on Elections.

A BILL

For an Act to amend section 1 of an Act entitled, "An Act to provide for the holding of primary elections by political parties," approved March 9, 1910, in force July 1, 1910, as amended by Act approved June 30, 1913, in force July 1, 1913.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section 1 of an Act entitled, "An
3 Act to provide for the holding of primary elections by political parties," ap-
4 proved March 9, 1910, in force July 1, 1910, as amended by Act approved June
5 30, 1913, in force July 1, 1913, be amended so as to read as follows:

6 Sec. 1. The nomination of all candidates for all elective State, congres-
7 sional, county, city and village (including officers of the municipal court of
8 Chicago), town and judicial officers, members of the State Board of Equalization,
9 clerks of the appellate courts, trustees of sanitary districts, township officers in
10 townships co-extensive with cities, incorporated towns or villages, and for the
11 election of precinct, ward and State central committeemen, and delegates and
12 alternate delegates to national nominating conventions, by all political parties,

13 as defined by section 2 of this Act, shall be made in the manner provided in this
14 Act, and not otherwise: *Provided*, this Act shall not apply to the nomination of
15 candidates for electors of President and Vice President of the United States,
16 and trustees of the University of Illinois: *And, provided, further*, that this
17 Act shall not apply to school elections, township elections other than in town-
18 ships co-extensive with cities, incorporated towns or villages and cities and vil-
19 lages and townships co-extensive with cities, incorporated towns or villages
20 having a population of 5,000 inhabitants as determined by the last Federal cen-
21 sus next preceding such primary election. The words "township officers" or
22 "township offices" shall be construed when used in this Act to include super-
23 visors and assistant supervisors.



- 1 Introduced by Mr. Smith, March 21, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

A BILL

For an Act to amend section 1 of an Act entitled, "An Act relating to the transaction of the business of life insurance in the State of Illinois, and regulating the conditions and provisions of policies of life insurance companies, organized under the laws of this State, or doing business herein," approved May 20, 1907, in force January 1, 1908.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section 1 of an Act entitled, "An Act relating to the transaction of the business of life insurance in the State of Illinois, and regulating the conditions and provisions of policies of life insurance companies, organized under the laws of this State, or doing business herein," approved May 20, 1907, in force January 1, 1908, be and the same is hereby amended so that said section 1, as amended, shall read as follows:

Sec. 1. That from and after January 1, 1908, no policy of life insurance shall be issued or delivered in this State or be issued by a life insurance company organized under the laws of this State, unless the same shall provide the following:

12 (1) That all premiums after the first shall be payable in advance, either
13 at the home office of the company or to an agent of the company, upon delivery
14 of a receipt signed by one or more of the officers who shall be designated in
15 the policy.

16 (2) For a grace of one month for the payment of every premium after the
17 first year which may be subject to an interest charge, during which month the
18 insurance shall continue in force: *Provided*, that if the insured shall die within
19 the month of grace the unpaid premium for the current policy year may be de-
20 ducted in any settlement under the policy.

21 (3) That the policy, together with the application therefor, a copy of which
22 application shall be endorsed upon or attached to the policy and made a part
23 thereof, shall constitute the entire contract between the parties and shall be in-
24 contestable after two years from its date, except for non-payment of premiums
25 and except for violations of the conditions of the policy relating to the naval or
26 military service in time of war: *Provided*, that the application therefor need
27 not be attached to any policy containing a clause making the policy incontestable
28 from date of issue.

29 (4) That if the age of the insured has been misstated the amount payable
30 under the policy shall be such as the premium would have purchased at the cor-
31 rect age, or the premium may be adjusted and credit given to the insured or
32 to the company, according to the company's published rate at date of issue.

33 (5a) That the policy shall participate in the surplus of the company, and
34 any policy containing provision for participation at the end of the first policy
35 year, and annually thereafter, may also provide that each dividend shall be paid
36 subject to the payment of the premium for the next ensuing year; and the in-
37 sured under any annual dividend policy shall have the right each year to have
38 the dividend arising from such participation paid in cash and if the policy shall
39 provide other dividend options, it shall further provide that if the insured shall
40 not elect any such other options, the dividend shall be paid in cash. Such par-

41 ticipation may, however, begin not later than the end of the twentieth policy
42 year.

43 (5b) If any company shall issue any policies under the terms of which the
44 payment of dividends is deferred later than the third policy year, such com-
45 pany shall furnish the *Department of Trade and Commerce* each year a state-
46 ment showing the number and amount of all policies with deferred dividends in
47 force at the beginning of the year for which the statement is made; of all such
48 policies issued and revided or terminated during the said year with the mode of
49 termination; and the number and amount of all such policies in force at the end
50 of said year. Also a statement showing any and all amounts provisionally set
51 apart, ascertained or calculated or held awaiting apportionment upon such poli-
52 cies at the beginning of said year, the additions made to the said fund during
53 the year, with the source from which such additions arose, the deductions
54 made from the said funds during the year, with the reasons therefor and the
55 amount of said fund at the end of the year; which shall be carried as a distinct
56 and separate liability to such class of policies on and for which the sum was
57 accumulated. Upon written request of the insured under any deferred dividend
58 policy, after said policy shall have been in force more than three years, the
59 company shall furnish said policy holder with a statement of the amount of sur-
60 plus provisionally ascertained or set aside on such policy and held awaiting ap-
61 portionment at the expiration of the deferred dividend period.

62 (5c) The provisions of the preceding paragraphs numbered (5a) and (5b)
63 of this section shall not apply to any form of paid-up insurance or temporary
64 insurance or pure endowment insurance, issued or granted in exchange for
65 lapsed or surrendered policies, or to non-participating policies: *Provided, how-*
66 *ever, that if any company shall issue any non-participating policy under the*
67 *terms of which any stipulated part of premiums received is to be placed in a*
68 *separate fund for subsequent apportionment, such company shall furnish the*
69 *Department of Trade and Commerce each year a statement showing the number*
70 *and amount of all such policies in force at the beginning of the year for which*

71 *the statement is made; of all such policies issued and revived or terminated dur-*
 72 *ing the said year with the mode of termination; and the number and amount of*
 73 *all such policies in force at the end of said year. Also a statement showing any*
 74 *and all amounts provisionally set apart, ascertained or calculated or held await-*
 75 *ing apportionment upon such policies according to classes, at the beginning of*
 76 *said year, the additions made to the said fund during the year with the source*
 77 *from which such additions arose, the deductions made from the said fund (if per-*
 78 *mitted by the contract) during the year with the reasons therefor and the amount*
 79 *of said fund at the end of the year; which shall be carried as a distinct and sepa-*
 80 *rate reserve liability of the company for the benefit of the classes of policies from*
 81 *the premium payments on which the sum was accumulated. No part of said*
 82 *fund prior to the time of distribution shall be considered in determining the loan*
 83 *and cash and other surrender values provided for by this Act. Upon written re-*
 84 *quest of the insured under any such policy, after said policy shall have been in*
 85 *force more than three years, the company shall furnish said policyholder with*
 86 *a statement of the amount of the contingent interest of said policyholder in the*
 87 *fund so accumulated and held awaiting apportionment at the expiration of the*
 88 *accumulation period. No such policy shall be issued which by its terms shall*
 89 *provide that more than twenty-five per cent of the annual premium shall be*
 90 *placed in such fund, nor shall any such provision be made a part of a term in-*
 91 *surance policy.*

92 (6) That after three full years' premiums have been paid, the company, at
 93 any time, while the policy is in force, will loan, on the execution of a proper
 94 note or loan agreement by the insured, and on proper assignment and delivery
 95 of the policy and on the sole security thereof, at a specified rate of interest, a sum
 96 equal to, or at the option of the insured less than, the reserve at the end of the
 97 current policy year on the policy and on the dividend additions thereto, if any
 98 (the policy to specify the mortality table and the rate of interest adopted for
 99 computing such reserve), less a specified percentage (not more than two and
 100 one-half) of the amount insured by the policy and of the dividend additions

101 thereto, if any, and that the company will deduct from such loan value any ex-
102 isting indebtedness on or secured by the policy and any unpaid balance of the
103 premium for the current policy year, and may collect interest in advance on the
104 loan to the end of the current policy year: *Provided*, that such loan may be
105 deferred for not exceeding six months after the application therefor is made.
106 No condition other than as herein provided shall be exacted as a prerequisite to
107 any such loan. This provision shall not be required in term insurance, nor shall
108 it apply to temporary insurance or pure endowment insurance, issued or granted
109 in exchange for lapsed or surrendered policies.

110 (7) That in event of default in premium payments, after premiums shall
111 have been paid for three years, the insured shall be entitled to a stipulated form
112 of insurance the net value of which shall be at least equal to the reserve at the
113 date of default on the policy and on dividend additions thereto, if any (the pol-
114 icy to specify the mortality table and rate of interest adopted for computing
115 such reserve), less a specified percentage (not more than two and a half) of the
116 amount insured by the policy and of existing dividend additions thereto, if any,
117 and less any existing indebtedness to the company on or secured by the policy:
118 *Provided*, that the policy may be surrendered to the company at its home office
119 within one month of date of default for a specified cash value at least equal to
120 the sum which would otherwise be available for the purchase of insurance as
121 aforesaid: *And, provided, further*, that the company may defer payment for not
122 more than six months after the application therefor is made. This provision
123 shall not be required in term insurance of twenty years or less.

124 (8) A table showing in figures the loan values, and the options available
125 under the policies each year upon default in premium payments, during at least
126 the first twenty years of the policy, beginning with the year in which such values
127 and options become available. The specified percentage referred to in (6) and
128 (7) need not be stated for the policy years included in said table.

129 (9) That if in event of default in premium payments, the value of the pol-
130 icy shall be applied to the purchase of other insurance, and if such insurance

131 shall be in force and the original policy shall not have been surrendered to the
132 company and canceled, the policy may be reinstated within three years from such
133 default, upon evidence of insurability satisfactory to the company and pay-
134 ment of arrears of premiums with interest.

135 (10) That when a policy shall become a claim by the death of the insured,
136 settlement shall be made upon receipt of proof of death and of the interest of
137 the claimant and not later than two months after the receipt of such proof.

138 (11) A table showing the amount of installments in which the policy may
139 provide its proceeds may be payable.

140 (12) Title on the face and on the back of the policy, correctly describing
141 the same.



- 1 Introduced by Mr. Devereux, March 21, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

A BILL

For an Act to amend sections 2 and 3 of an Act entitled, "An Act to correct certain abuses and prevent unjust discriminations of and by life insurance companies doing business in this State, between insurants of the same class and equal expectation of life, in the rates, amount or payment of premiums, in the return of premiums, dividends, rebates or other benefits," approved June 19, 1891, in force July 1, 1891.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: That sections 2 and 3 of an Act entitled, "An Act to correct certain abuses and prevent unjust discriminations of and by life insurance companies doing business in this State, between insurants of the same class and equal expectation of life, in the rates, amount or payment of premiums, in the return of premiums, dividends, rebates or other benefits," approved June 19, 1891, in force July 1, 1891, be and the same are hereby amended to read as follows:*

9 Sec. 2. *If any manager or managers, general agent or general agents, agent*
10 *or agents of any life insurance company, or association, shall make any unjust*

11 *discriminations as enumerated in section 1 of this Act, or if any such company*
12 *or association shall, acting through any general officer, consent thereto, the same*
13 *shall be deemed guilty of having violated the provisions of this Act and, upon*
14 *conviction thereof, shall be dealt with as hereinafter provided.*

15 Sec. 3. Any such life insurance company or association, which shall transact
16 its business in this State in violation of the provisions of this Act, *as aforesaid*,
17 shall be subject to a penalty of not less than five hundred dollars or more than
18 one thousand dollars, and any *manager or managers, general agent or general*
19 *agents, agent or agents, who shall violate any of the provisions of this Act shall*
20 *be subject to a penalty of not to exceed one hundred dollars, all such penalties to*
21 *be sued for and recovered in the name of the People of the State of Illinois, by*
22 *the state's attorney of the county in which the manager or managers, general*
23 *agent or general agents, agent or agents, committing the offense, or through whom*
24 *it is committed, may reside, or of the county in which the offense is committed;*
25 *and any said penalty, when recovered, shall be paid into the treasury of said*
26 *county. And it is hereby made the duty of the Department of Trade and Com-*
27 *merce, upon conviction had as aforesaid or penalty recovered against any man-*
28 *ager, general agent or agent, for any violation of this Act, at once to revoke,*
29 *cancel and annul the certificate of authority issued to such manager, general*
30 *agent or agent by the Department of Trade and Commerce; and upon conviction*
31 *had as aforesaid or penalty recovered against any such company, for any vio-*
32 *lation of this Act, at once to revoke, cancel and annul the certificate of authority*
33 *issued by the Department of Trade and Commerce to the manager, general agent*
34 *or agent of said company through whom such offense is committed.*

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- 1 Introduced by Mr. DeYoung, March 21, 1917.
2 Read by title, ordered printed and referred to Committee on Judiciary.
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A BILL

For an Act to amend an Act entitled, "An Act to revise the law in relation to joint rights and obligations," approved February 25, 1874, in force July 1, 1874.

SECTION 1. *Be it enacted by the People of the State of Illinois*
2 *represented in the General Assembly:* That an Act entitled, "An Act to revise
3 the law in relation to joint rights and obligations," approved February 25,
4 1874, in force July 1, 1874, be and the same is hereby amended by adding thereto
5 an additional section to be known as section 4, which said additional section shall
6 read as follows:

7 Sec. 4. When a deposit in any bank or trust company transacting business
8 in this State has been made or shall hereafter be made in the names of two or
9 more persons, payable to any one of them, such deposit or any part thereof or
10 any interest or dividend thereon may be paid to any one of said persons, whether
11 the other or others be living or not; and the receipt or acquittance of the per-
12 son so paid shall be valid and sufficient discharge from all parties to the bank
13 for any payments so made.



- 1 Introduced by Mr. Scanlan, March 21, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act concerning larceny and embezzlement of funds and property.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* If any officer, clerk, agent, servant,
3 solicitor or broker of any incorporated company, or if any clerk, agent, servant,
4 solicitor, broker, apprentice or officer of any person, co-partnership, society or
5 association, receiving any money, substitute for money or thing of value whatso-
6 ever in his fiduciary capacity, shall embezzle or fraudulently convert or appro-
7 priate to his own use, or with intent to embezzle, shall take, secrete or otherwise
8 dispose of, or fraudulently withhold, appropriate, lend, invest or otherwise use
9 or apply any money, substitute for money or thing of value received by him in
10 such fiduciary capacity, or the portion thereof belonging to his principal, em-
11 ployer or fiduciary, contrary to the instructions or without the consent of the
12 company, person, co-partnership, society or association for or on account of
13 which the same was received by him, he shall be deemed guilty of larceny and
14 shall be punished as provided by the criminal statutes of this State for the
15 punishment of larceny, irrespective of whether any such officer, agent, clerk,

16 servant, solicitor, broker or apprentice has or claims to have any commission or
17 interest in such money, substitute for money or thing of value so received by
18 him, and the failure, neglect or refusal of such officer, agent, clerk, servant,
19 solicitor, broker or apprentice, to pay, deliver or refund to the proper company,
20 person, co-partnership, society or association, such money, substitute for money
21 or thing of value, upon demand, shall be *prima facie* proof of intent to embezzle.

- 1 Introduced by Mr. Sonnemann, March 21, 1917.
- 2 Read by title, ordered printed and referred to Committee on Industrial Affairs.

A BILL

For an Act to provide for one day's rest in seven for employees.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That no person shall be employed in any
3 mechanical or mercantile establishment, or, factory or foundry or laundry or
4 hotel or restaurant or telegraph or telephone establishment or office thereof, or
5 in any place of amusement, or by any person, firm or corporation engaged in any
6 express or transportation of public utility business, or by any common carrier,
7 or in any public institution, incorporated or unincorporated in this State, more
8 than six days in any one week.

Sec. 2. Every employer coming under the provisions of this Act, shall ar-
2 range the work of his employees in such a manner as to carry out the provisions
3 of this Act, and shall post in the shop or place of employment, a schedule of
4 hours, showing the regular working period during the entire week and designat-
5 ing clearly the day of the week which is the rest day for each employee respect-
6 ively. The employer shall promptly file with the State Factory Department, a
7 copy of such schedule and every change therein.

Sec. 3. Any employer who shall require or permit or suffer any person to
2 work in any of the places mentioned in section 1 of this Act, more than the num-
3 ber of days provided in this Act, during any week, or who shall fail, neglect or
4 refuse so to arrange the work of persons in his employ that they shall not work
5 more than the number of days provided in this Act, during any one week, or who
6 shall permit or suffer any overseer, superintendent or other agent of any such
7 employer, to violate any of the provisions of this Act, shall be guilty of a misde-
8 meanor, and upon conviction thereof, shall be fined for each offense in a sum of
9 not less than \$25.00 or more than \$100.00.

Sec. 4. The State Department of Factory Inspection shall be charged with
2 the duty of enforcing the provisions of this Act and prosecuting all violations
3 thereof.

Sec. 5. All Acts and parts of Acts in conflict herewith are hereby repealed.

- 1 Introduced by Mr. Brewer, March 21, 1917.
- 2 Read by title, ordered printed and referred to Committee on Education.

A BILL

For an Act in relation to the sale and uniformity of text books in the public schools of the State and providing penalties for violation of the same.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That before the publisher of any school
3 text book shall offer the same for sale to county text book commissions, as here-
4 inafter provided, or board of directors, or any dealer, for the use in the public
5 schools of the State of Illinois, said publisher shall file a copy of said text book
6 in the office of the Superintendent of Public Instruction, with a sworn statement
7 of the lowest whole price at which said book is sold, or is offered for sale by him
8 anywhere in the United States where county adoptions prevail. Said publisher
9 shall also file with the Superintendent of Public Instruction a written agreement
10 to furnish said text book to all county text book commissions as hereinafter pro-
11 vided boards of education, or boards of directors in the State of Illinois at a price
12 not to exceed the wholesale price so filed. Said publisher shall further agree to re-
13 duce such prices in the State of Illinois if a reduction is made elsewhere in the
14 United States, so that at no time shall any text book be sold by said publisher

15 in the State of Illinois at a higher price than is received for the same text book
16 elsewhere in the United States where similar adoptions prevail.

17 Said publisher shall further agree that all books offered for sale in the State
18 of Illinois shall be equal to those deposited in the office of the Superintendent of
19 Public Instruction as regards paper, binding, print, illustrations and all points
20 that may affect the value of the said books.

Sec. 2. Before the publisher of any school text book shall offer the same for
2 sale to any county text book commission as hereinafter provided, board of edu-
3 cation, or board of directors in the State of Illinois, and at the time of the filing
4 of such text book in the office of the Superintendent of Public Instruction, said
5 publisher shall pay into the treasury of the State of Illinois a filing fee of one
6 dollar (\$1.00) for each text book offered by the said publisher. A series of
7 text books by the same author upon the same subject shall be considered as one
8 book for filing purposes, but all special editions of a text book and all subdivi-
9 sions of a series of text books shall be filed before said text book or any of its
10 special editions or subdivisions shall be offered for sale. The fee thus received
11 shall constitute a special fund out of which, when duly appropriated, the Superin-
12 tendent of Public Instruction shall pay the expenses of publishing lists and other
13 information for the use of the text book commission and boards of education
14 relative to text books submitted for adoption in the State of Illinois. Any bal-
15 ance remaining in such funds at the end of the fiscal year shall be turned into
16 the general revenue fund of the State.

Sec. 3. When any publisher of school text books shall file with the Super-
2 intendent of Public Instruction the samples and prices herein provided for, said
3 publisher shall also file a sworn statement that he has no understanding or
4 agreement of any kind with any publisher, or interest in the business of any other
5 publisher, with the effect, design or intent to control the price of such text books,
6 or to restrict competition in the adoption or sale of text books, or if the state-
7 ment required of said publisher shall be untrue in any respect, then the Attorney

8 General shall institute and prosecute legal proceeding for the forfeiture of the
9 bond of said publisher and for the revocation of his authority to sell text books
10 in this State, and all contracts made by said publisher under this Act shall
11 thereupon become null and void at the option of the other parties thereto for.

Sec. 4. To insure compliance with the aforesaid conditions under which
2 school text books may be sold in the State of Illinois, said published shall file
3 with the State Superintendent of Public Instruction a bond of not less than two
4 thousand (\$2,000.00) dollars nor more than ten thousand (\$10,000.00) dollars,
5 the amount to be fixed and the bond to be approved by the State Superintendent
6 of Public Instruction upon compliance with this and the preceding sections.

Sec. 5. If in any case said publisher shall furnish school text books in-
2 ferior in any particular to the samples on file with the Superintendent of Public
3 Instruction, or shall require higher prices than those listed with the Superin-
4 tendent of Public Instruction, or shall attempt to evade any of the provisions of
5 this Act, then it shall be the duty of the county text book commission, board of
6 education or board of directors to inform the Superintendent of Public In-
7 struction of the failure of said publisher to comply immediately with the terms of
8 his contract, then the Superintendent of Public Instruction shall institute legal
9 proceedings for the forfeiture of the bond of said publisher.

Sec. 6. It shall be the duty of the Superintendent of Public Instruction to
2 furnish each county text book commission with a list of publishers who have con-
3 formed to the requirements hereinbefore set forth relating to sample books,
4 prices and bond, giving title and price of each book so listed.

Sec. 7. In each county of the State of Illinois there shall be created a text
2 book commission, known as the county text book commission, which shall consist
3 of six competent teachers of the county, three of whom shall be the supervisory
4 heads of the three largest schools of the county, one primary teacher, one grade
5 teacher and one high school teacher, preferably of English or mathematics,

6 named by the county superintendent and approved by the board of supervisors
7 or board of commissioners. The county superintendent shall be *ex-officio* member
8 of the commission: *Provided*, that no appointive member of said commission
9 shall be eligible unless he has had at least three (3) years' experience in school
10 teaching or management and that no two appointive members shall be from the
11 same district. Employment as a salesman for any school text book published,
12 within a period of one (1) year prior to appointment, shall disqualify any ap-
13 pointive member. The appointment for members of commission shall be made
14 within thirty (30) days after the taking effect of this Act, and their successors
15 to be appointed January 1, 1918, and every two (2) years thereafter. Vacancies
16 on the commission resulting from death, resignation, removal from county, dis-
17 qualification or otherwise shall be filled as above. A majority of said commis-
18 sion shall constitute a quorum for the transaction of all business of the com-
19 mission.

Sec. 8. The county text book commission shall meet at the county seat to
2 organize, within sixty (60) days from the date of the taking effect of this Act.
3 The county superintendent shall be *ex-officio* president of the commission, and a
4 secretary shall be elected from its own membership. Said commission shall
5 meet annually thereafter, and special meetings may be called by the president,
6 or on the written request of three (3) members.

7 The president shall preside at all meetings of the commission, and the sec-
8 retary shall keep the record of the meetings. All contracts shall be signed by
9 the president and attested by the secretary. Members of said commission that
10 do not receive annual salary from the county shall receive four (\$4.00) dollars
11 per day for their services, with such additional amount as shall be necessary to
12 cover their actual expenses: *Provided*, that they shall receive pay for not to
13 exceed six days in any one year the same to be paid by the county when ap-
14 proved by the county superintendent of schools.

Sec. 9. The secretary shall keep a correct record of all the acts, votes and
2 proceedings of the commission. All votes shall be by yea and nay and shall be
3 so noted in the record. This record shall be kept in the office of the county super-
4 intendent of schools.

Sec. 10. Said commission shall adopt from the authorized State list, as here-
2 inafter provided, a uniform series of basic text books in orthography, reading,
3 writing, geography, history, grammar, arithmetic, civics, history of Illinois, physi-
4 ology, drawing, music, and agriculture, for use in the schools of all of the dis-
5 tricts in the county, up to and including the eighth grade, except that in districts
6 under the control of a board of education said board of education may select
7 from the aforesaid list such books as in their opinion are best suited to the local
8 conditions, and may contract for the same. The commission shall have power
9 to recommend such maps, charts and globes as will be best suited to the various
10 needs of the county: *Provided*, that nothing in this Act shall be construed to
11 prevent the commission of two or more counties to meet in joint or separate ses-
12 sion and select uniform text books for such counties. When such commissions
13 do meet in joint sessions they shall organize by selecting a temporary chairman
14 and a secretary. All contracts entered into by such joint session shall be signed
15 by the presidents and secretaries of the several commissions represented.

16 The temporary secretary of such joint meeting shall furnish the secretaries
17 of each commission represented with a complete record of such meeting, which
18 record shall be entered in the records of each county commission as required in
19 section ten (10) of this Act.

Sec. 11. The county text book commissions are hereby empowered to adopt
2 text books for all subjects that may be taught in the public schools of their
3 respective counties, and to enter into contract for the same for a period of five
4 (5) years in the manner hereinafter provided. All books adopted by the county
5 commission shall be used exclusively in the schools of the county, except in such
6 towns and cities as are exempt in section ten (10) of this Act: *Provided*, that

all books introduced into public schools since May 1, 1914, through the recorded action of the board of education or boards of directors, may be continued in use for a period of five (5) years from date of the introduction of said books: *And, provided, further,* that the publishers of said books shall comply with all the requirements of sections four (4) and five (5) of this Act prior to August 1, 1918.

Sec. 12. In selecting books the text book commission shall carefully consider the price, character, matter, binding, illustrations, print and paper, the adaptability to local conditions and all points that effect the value of the book. The text book commission shall report within five (5) days after selection of text books have been made to each clerk or secretary of each board of directors or board of education and dealer in the county the name, price, and publisher of each text book selected.

Sec. 13. The board of education or board of directors shall have power at any regular meeting held between the first Monday in February and the first Monday in August, to determine, by a majority vote of all members elected, the number of each of the text books adopted as herein required, the schools under its charge shall require for the school year, and to purchase the same from the publishers at the established price fixed therefor, and to cause an order to be drawn for the amount in favor of the clerk of the board, payable out of the contingent fund. Said clerk shall at once order said books so agreed upon by the board, of the publisher, and the publisher on the receipt of such order, shall forthwith examine such books and if found right and in accordance with said order, he shall remit the amount to said publisher. All charges for the transportation of such books shall be paid out of the contingent fund of the district. Each board shall have power to make all necessary provisions and arrangements to place the text books so purchased within easy reach of, and accessible to, all the pupils in their district, and for that purpose may make such contracts and take such security as they may deem necessary for the custody and care and sale of such text books and accounting for the proceeds, but not to ex-

18 exceed ten per cent of the cost price shall be paid therefor, and said text books shall
19 be sold to the pupils of school age in the district at the price paid the publisher,
20 and not to exceed ten per cent thereof added thereto, and the proceeds of such
21 sale shall be paid into the contingent fund of such district. Whoever receives
22 said text books from the board of education, or board of directors, for sale, as
23 aforesaid, to the pupils, and fails to account honestly and fully for the same or
24 for the proceeds, to the board of education or board of directors when required,
25 shall be guilty of embezzlement and shall be punished accordingly.

26 Boards of education or boards of directors may contract with local retail deal-
27 ers to furnish said text books at the wholesale prices herein specified, and not to
28 exceed ten per cent added thereto, said boards being responsible to the publishers
29 for the payment of the purchase price of all books purchased by the said board
30 of directors or board of education.

31 Whenever a board of education or board of directors shall fail to purchase
32 text books as herein provided, then any local dealer is authorized to procure said
33 text books, and sell the same at prices not to exceed the fixed wholesale price
34 plus fifteen per cent thereof.

35 When pupils remove from any district and have text books of the kind
36 adopted in such district and not of the kind adopted in such district and not of
37 the kind adopted in the district to which they remove, and wish to dispose of the
38 same, the board of education or board of directors of the district from which they
39 remove, when requested shall purchase the same at the fair value thereof, and
40 resell the same as other books. Any board of education or board of directors
41 authorized to adopt text books for use in any public school or public schools
42 shall have power at the time of said adoption to establish a maximum retail price
43 at which each of such books shall be sold for use in such school: *Provided*, such
44 maximum retail price shall not exceed in any case the wholesale price filed with
45 the Superintendent of Public Instruction, plus the per cent of profit herein allowed
46 to be charged for handling such books.

Sec. 14. Nothing in this Act shall be construed to prevent use of such supplementary books as shall be furnished at the expense of the school district:
2
3 *Provided*, that such supplementary books shall not displace books regularly
4 adopted under the provisions of this Act. Boards of education and boards of
5 directors shall have authority to purchase all necessary books for indigent pupils and pay for the same out of the contingent fund of the district.
6

Sec. 15. Boards of directors or boards of education may when so directed
2 by a majority vote of the district at any regular or special election, provide for
3 the free use of text books by pupils of said schools, the same to be paid for as
4 provided in section eight (8). When districts so provide for the furnishing of
5 text books free to the pupils such policy must hold throughout the entire time for
6 which said text books are adopted.

Sec. 16. Any teacher or school officer, who, after the county text book commission shall have adopted a list of text books for such county, shall sanction or
2 permit the use of any book not adopted in accordance with the provisions of this
3 Act, shall be guilty of a misdemeanor, and, upon conviction, shall be fined not less
4 than twenty-five (\$25.00) dollars nor more than one hundred (\$100.00) dollars.
5 If any county text book commission, board of education or board of directors
6 shall attempt to change any text book before the expiration of a contract for the
7 same, made under this Act, any member of such commission or board, who votes
8 for such unlawful change, shall be guilty of a misdemeanor, and upon conviction
9 shall be fined not less than twenty-five (\$25.00) dollars nor more than one hundred
10 (\$100.00) dollars.
11

Sec. 17. Any publisher or publisher's agent who shall sell, or offer for sale
2 or adoption in this State, school text books of any kind, without first obtaining
3 license therefor under this Act, shall be guilty of a misdemeanor and upon conviction shall be fined not less than five hundred (\$500.00) dollars nor more than
4 five thousand (\$5,000.00) dollars.
5

Sec. 18. Any member of any county text book commission who shall accept
2 or receive any money, gift or any property, or favor whatsoever, from any per-
3 son, firm or corporation, selling or offering for sale any text books, shall, upon
4 conviction, be punished by a fine not exceeding one thousand (\$1,000.00) dollars,
5 or by imprisonment in the county jail for not more than six (6) months, or by
6 both fine and imprisonment in the discretion of the court.

Sec. 19. All Acts or parts of Acts in conflict with this Act are hereby re-
2 pealed.



- 1 Introduced by Mr. Marcy, March 21, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making appropriation for the payment of one hundred sixty dollars and twelve (\$160.12) cents recommended by the court of claims to Andrew Holmes.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That there be and is hereby appropriated
3 the sum of one hundred sixty dollars and twelve (\$160.12) cents to be paid to
4 Andrew Holmes as recommended by the court of claims in opinion filed in the
5 October term, A. D. 1916, same being for moneys expended by said Andrew Holmes
6 in the discharge of his duties as a police officer in returning a prisoner from the
7 state of Connecticut to the State of Illinois.

Sec. 2. The Auditor of Public Accounts is hereby authorized and directed
2 to draw his warrant on the State Treasurer for said amount in favor of said An-
3 drew Holmes payable out of any money in the treasury not otherwise appro-
4 priated.

- 1 Introduced by Committee on Appropriations, March 21, 1917.
- 2 Read a first time, ordered printed and to a second reading.

A BILL

For an Act to amend sections one (1) and two (2) of an Act entitled, "An Act to provide for the appointment of one clerk for each of the judges for each appellate court and to fix the salary of such clerks," approved April 17, 1899, in force July 1, 1899.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That sections one (1) and two (2) of an Act entitled, "An Act to provide for the appointment of one clerk for each of the judges for each appellate court and to fix the salary of such clerks," approved April 17, 1899, in force July 1, 1899, be and the same are hereby amended to read as follows:

7 Sec. 1. *Circuit and superior court* judges who are duly assigned to duty as
8 judges in any of the districts or branches of the appellate court of this State, and
9 who are actually performing such duty, shall be allowed a clerk for each of said
10 judges, to be appointed by them respectively, such appointment to be made in
11 writing, which said writing shall be filed with the Auditor of the State. *Each*
12 *clerk so appointed shall be a licensed attorney of the State of Illinois.*

13 Sec. 2. Said clerk shall receive as full compensation a salary of *two thou-*
14 *sand dollars (\$2,000)* per annum, payable monthly on the warrant of said Aud-
15 itor out of any money in the treasury not otherwise appropriated.



- 1 Introduced by Mr. Wilson, March 21, 1917.
- 2 Read by title, ordered printed and referred to Committee on Education.

A BILL

For an Act to amend sections 274 and 275 of an Act entitled, "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as subsequently amended.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That sections 274 and 275 of an Act entitled, "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as subsequently amended, be amended so that said sections shall read as follows:

Sec. 274. Every person having control of any child between the ages of seven and sixteen years, shall annually cause such child to attend some public or private school for the entire time during which the school attended is in session, which shall not be less than seven months of actual teaching: *Provided*, that in the following cases children shall not be required to attend the public schools:

(a) Any child who is being taught in a private school or a parochial school in such branches as are taught to children of corresponding age and grade, in

14 the public schools, or who, upon the completion of the work in such schools, shall
15 present satisfactory evidence to the county superintendent of schools, and, in
16 appropriate cases, to the superintendent of city schools, that he has completed
17 sufficient work to entitle him to an eighth grade diploma;

18 (b) Any child who is physically unable to attend school, such disability
19 being certified to the county truant officer by a competent physician;

20 (c) Children over fourteen years of age, who are necessarily and lawfully
21 employed, may be excused from attendance at school by the county superintend-
22 ent of schools or the city superintendent of schools, on the recommendation of the
23 board of directors or board of education of the district in which such children
24 reside, and said board shall certify as may be demanded, the facts in all such
25 cases;

26 (d) Any child from twelve to fourteen years of age while in attendance at
27 confirmation classes conducted not to exceed five months in either of said years.

28 In case any person having control of a child between the ages provided in
29 this Act, shall fail to comply with the provisions of this Act, he shall be deemed
30 guilty of a misdemeanor and shall, on conviction thereof, be fined not less than
31 five dollars nor more than twenty dollars and cost of suit, and shall stand com-
32 mitted until such fine and costs of suit are paid.

33 The sheriff in each county shall select a person of good moral character to
34 act as truant officer for the county. The person so selected shall file with the
35 county clerk his acceptance and oath of office, and a bond in the sum of one thou-
36 sand dollars, with two sufficient sureties, to be approved by the county board of
37 supervisors or county commissioners. The person so selected shall be known as
38 the county truant officer, and he shall have all the powers of a deputy sheriff,
39 and he shall perform the duties of truant officer in all the school districts of the
40 county when directed to do so by the sheriff, except as hereinafter provided:
41 *Provided*, that in all graded school districts having a board of education, the said
42 board of education shall have authority to appoint one or more truant officers and
43 fix the compensation of the same, said compensation to be paid by the district.

44 The salary and expenses of the county truant officer shall be fixed by the county
45 board of supervisors or the county commissioners in the same manner as is pro-
46 vided for any other deputy sheriff.

47 It shall be the duty of the truant officer of the graded school district, when-
48 ever notified by the superintendent, teacher, or other person or persons of the
49 violations of this Act, and the county truant officer, when notified by the county
50 superintendent, to investigate all such cases of truancy or non-attendance at
51 school, and if the children complained of are not exempt under the provisions
52 of this Act, then he shall proceed as is provided in the provisions of this Act.

Sec. 275. (a) It shall be the duty of the county superintendent of schools
2 to furnish the truant officer of the county, at the opening of the schools, with a
3 list of the teachers and superintendents employed in his county other than in
4 such city graded school districts as employ city truant officers.

5 It shall be the duty of the clerk of the board of directors of all school dis-
6 tricts except such graded districts as employ a district truant officer, to provide
7 the teacher at the beginning of the school, a list of the names and addresses of
8 the children living in the district who come under the provisions of this Act
9 together with the names and addresses of persons having control of such chil-
10 dren, and the name and address of the county superintendent of schools. The
11 teacher shall at the opening of school and at such other times as may be neces-
12 sary, compare the said list with the enrollment of the school and report to the
13 county superintendent of schools the names of persons having control of chil-
14 dren included under the provisions of this Act, who are not in regular attendance
15 at the public school, also the names of any other persons having the control of
16 children who were not enumerated in the list at the beginning of school, and who
17 do not attend school.

18 In all city graded school districts the secretary of the board of education
19 shall at the beginning of school furnish a copy of the last school census to the
20 superintendent of schools in such city, together with the name and address of
21 the truant officer under whose jurisdiction they act, and it shall be the duty of

22 said superintendent, at the opening of school, to compare said census list with
23 the enrollment of the school or schools and, from time to time, as it may be
24 necessary, report to the proper truant officer the names and addresses of per-
25 sons having control of children included under the provisions of this Act, who
26 are not in regular attendance at the public school, also the names of persons in
27 control of children who are not in regular attendance at school and whose names
28 are not included in the census list.

29 (b) In case any person shall fail to send the child or children under his
30 control to the public school the truant officer, upon having notice from proper
31 authority of such fact, shall immediately and within twenty-four hours there-
32 after give formal written notice in person or by registered mail to the person
33 having control of the child or children, that the said child or children under his
34 control shall present himself or themselves at the public school on the day fol-
35 lowing the receipt of such notice with the necessary text books for instruction
36 in the proper school or schools of the district or city. Said notice shall inform
37 the person having control of such child or children of the date that attendance
38 must begin and that such attendance at school must be continuous and consecutive
39 during the remaining school year as taught in the district. The truant officer
40 shall at the same time that the said formal notice is given to the person having
41 control of said child or children notify the teacher or superintendent of the fact
42 of notice and it shall be the duty of the teacher or superintendent to notify the
43 truant officer of the failure on the part of persons having the child or children in
44 control to comply with said notice.

45 (c) It shall be the duty of all truant officers after having given the formal
46 notice hereinbefore described to determine whether the person having control of
47 the child has complied with the notice and in case of failure to so comply, he
48 shall immediately and within two days after having knowledge or being notified
49 thereof, make a complaint against said person having control of the child or
50 children before any justice of the peace in the county where such party resides,
51 for such refusal or neglect to send such child or children to school and said jus-

52 tice of peace shall issue a warrant upon said complaint and shall proceed to hear
53 and determine the same in the same manner as is provided by statute for other
54 cases under his jurisdiction, and in case of conviction of any person having con-
55 trol of such child or children, for violation of this Act, said person shall be pun-
56 ished according to the provisions of this Act.

57 (d) It shall be the duty of all school officers, superintendents, teachers, or
58 other persons to render such assistance and furnish such information as they
59 may have at their command to aid such truant officer in the performance of his
60 official duty.

- 1 Introduced by Committee on Education, March 21, 1917.
- 2 Read a first time, ordered printed and to a second reading.

A BILL

For an Act to amend sections 88, 89, 90, 91, 92, 93, 94, 95, 96, and 97 of an Act entitled, "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as subsequently amended, and to repeal conflicting statutes.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That sections 88, 89, 90, 91, 92, 93, 94, 95, 96 and 97 of an Act entitled, "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as subsequently amended, be amended so that said section shall read as follows:

Sec. 88. The inhabitants of any territory composed of parts of adjoining townships may create such territory into a high school district by a petition signed by at least 50 legal voters and an affirmative vote in such territory, and may elect a board of education therefor, as in other high school districts. When part of a township has been included in any high school district pursuant to any of the provisions of this Act, the remainder of such township, not included in any high school district, shall constitute a township for high school purposes.

When any city in this State having a population of not less than one thou-

9 sand and not exceeding one hundred thousand inhabitants lies within two or
 10 more townships, that township in which a majority of the inhabitants of the city
 11 reside shall, with the city, constitute under this Act a school township for high
 12 school purposes.

13 When any township in any county under township organization shall con-
 14 tain two political towns divided by a navigable stream as recognized by the United
 15 States, each of which shall contain a city of not less than one thousand nor more
 16 than one hundred thousand inhabitants, each town shall constitute a township
 17 under this Act for high school purposes.

Sec. 89. Upon the receipt of a petition signed by fifty or more legal voters
 2 residing in any compact and contiguous territory described in said petition,
 3 whether in the same or different townships, but no part of which is included in
 4 any high school district, the county superintendent of schools of the county in
 5 which the territory or the greater part thereof described in the petition is sit-
 6 uated, shall order an election to be held for the purpose of voting "for" or
 7 "against" the proposition to establish a community high school, by posting
 8 notices for at least ten days in ten of the most public places throughout the ter-
 9 ritory described in the petition, which notices may be substantially in the fol-
 10 lowing form:

11 NOTICE OF ELECTION.

12 Notice is hereby given that on.....theday of.....,
 13 19...., an election will be held at..... for the purpose of voting
 14 "for" or "against" the proposition to establish a community high school for
 15 the benefit of the inhabitants of the following described territory:
 16
 17 The polls will be opened at.....o'clock ... M., and closed at ... o'clock...M.

18 A..... B.....

19 County Superintendent.

20 Said community high school district shall be formed, as far as practicable,
 21 about a community center, and have sufficient territory, assessed valuation, and

22 prospective high school pupils to form a satisfactory and efficient high school, and
 23 it shall be the duty of the county superintendent of schools before calling the elec-
 24 tion to consider the form, size, and assessed valuation of the proposed high school
 25 district and the number of prospective high school pupils in the same, and if in his
 26 judgment the proposed district does not meet the requirements heretofore speci-
 27 fied in this section he may refer the petition back to the petitioners with recom-
 28 mendations as to changes before he calls the election, or he may deny the prayer
 28½ of the petition.

29 *Provided, however,* that if the whole or any part of a school district main-
 30 taining a four years' high school is included within the territory described in the
 31 petition for a community high school, the boundary of said proposed community
 32 high school district shall be subject to the approval of the board of education of
 33 the district maintaining said four years' high school; *and, provided, further,* that
 34 if the proposed community high school district shall include any of the terri-
 35 tory of a non-high school district, the boundaries of the said proposed commu-
 36 nity high school district shall be subject to the approval of the board of edu-
 36½ cation of the non-high school district: "*And, provided, further,* that in forming
 37 these high school districts, existing school districts shall not be divided by high
 37½ school district boundaries, except where in the judgment of the county superin-
 38 tendent of schools of the county in which the larger part of the proposed high
 38½ school district lies, it is necessary in order to make a compact and satisfactory
 39 high school district."

39½ If a majority of the votes cast at said election shall be in favor of estab-
 40 lishing a community high school the county superintendent shall forthwith order
 40½ an election to be held within thirty days for the purpose of electing a community
 41 high school board of education to consist of five members. The members elected
 42 shall determine by lot at the first meeting the length of term each is to serve.
 43 Two of the members shall serve for one year, two for two years and one for
 44 three years, from the third Saturday of April next preceding their election. At
 45 the expiration of the term of office of any member or members, the successor or
 46 successors shall be elected, each of whom shall serve for three years, which sub-

47 sequent election shall be held on the third Saturday in April. The manner of
 48 holding elections shall be governed by section 126 and 126A of the general school
 49 law. In case of a vacancy the remaining members shall fill said vacancy by ap-
 50 pointment until the next regular election. Within ten days after their election
 51 the members of the community high school board of education shall meet and or-
 52 ganize by electing one of their number president and by electing a secretary.
 53 It shall be the duty of such board of education to establish at some central point
 54 most convenient to a majority of the pupils of the district a community high
 55 school providing for four years of high school work.

Sec. 90. An *ex officio* board composed of the county superintendent of
 2 schools, the county judge and county clerk, may in its discretion change the bound-
 3 aries of any township or community high school districts so as

4 First. To detach territory from one high school district and add the same
 5 to another high school district when petitioned by two-thirds of the legal voters
 6 residing within the territory described in the petition asking that said territory
 7 be detached from one high school district and added to an adjacent high school
 8 district, or when petitioned by a majority of the legal voters of each high school
 9 district.

10 Second. To create a community high school district from territory belong-
 11 ing to one or more high school districts when petitioned by two-thirds of the legal
 12 voters residing within the territory described in the petition asking that such
 13 territory be created into a new community high school district.

14 Third. To detach territory from a high school district and add the same to
 15 a non-high school district when petitioned by two-thirds of the legal voters re-
 16 siding within such territory.

17 Fourth. To annex territory not within a high school district to a high school
 18 district upon petition of two-thirds of the legal voters residing within such terri-
 19 tory.

20 If the districts involved in the change of boundaries lie in two or more coun-
 21 ties, the change may be made by the concurrent action of the *ex officio* boards of
 22 said counties.

23 In all cases involving the change of boundary of high school districts an ap-
 24 peal may be taken to the superintendent of public instruction, whose decision
 25 shall be final.

26 The *ex officio* board vested with power to change the boundaries of any town-
 27 ship or community high school district shall, after the filing of any petition as
 28 provided above, give thirty days' public notice, by posting in at least five public
 29 places in each district whose boundaries are to be affected, of a public hearing
 30 upon such petition, and at such hearing the *ex officio* board shall hear objections
 31 if any against such proposed change.

32 If any high school district organized under any of the provisions of this Act,
 33 or organized under any statute in force at the time of its organization, or legalized
 34 by any statute, shall for one year fail to maintain a recognized high school it
 35 shall be the duty of the county superintendent of schools of the county in which
 36 the larger part of the district lies to dissolve said high school district and attach
 37 the territory of the district to other high school districts, or to non-high school
 38 districts, or in part to both. All funds or property of such district shall be dis-
 39 tributed by the county superintendent of schools as provided in section 92 of this
 40 Act.

Sec. 91. For the purpose of building school houses, conducting and sup-
 2 porting the high school and paying all necessary expenses, the territory for the
 3 benefit of which a high school is established under any of the provisions of this
 4 Act, and all high school districts organized under any statute in force at the time
 5 of their organization, and all high school districts legalized by statute, shall be
 6 regarded as school districts, and the board of education of each of said high
 7 school districts shall in all respects have the powers and discharge the duties of
 8 boards of education elected under the general school law: *Provided, however,*

9 that in all elections held under the provisions of this Act the board of education
10 shall have the power to establish a suitable number of voting precincts for the
11 accommodation of voters of the district in which said election is held, and shall
12 fix the boundaries of said precincts, and designate one polling place in each,
13 which precincts shall be composed of contiguous territory in as compact form
14 as may be for the convenience of the electors voting therein. Said board shall
15 appoint two judges and one clerk for each polling place, assigning so far as prac-
16 ticable at least one member of such board to each polling place. Notice of all
17 such elections shall be in the form now prescribed by law and be posted by the
18 said board of education in at least three of the most public places in each of said
19 voting precincts at least ten days previous to the day of election.

Sec. 92. When the inhabitants of any township or community high school
2 district desire to have said district discontinued, the county superintendent of
3 schools of the county in which said district or the larger portion thereof is sit-
4 uated, upon receipt of a petition signed by a majority of the legal voters of
5 said district, shall forthwith order an election to be held in the manner pro-
6 vided in section 89 of this Act for the purpose of voting "for" or "against" the
7 proposition of discontinuing the high school named in said petition. If two-
8 thirds of the ballots cast at said election shall be in favor of discontinuing the
9 high school, the county superintendent of school shall direct the high school board
10 of education to discharge all outstanding obligations, to distribute the remain-
11 der of the assets of the high school district to the underlying school districts and
12 parts of districts in proportion to the assessed valuation of all the property of
13 such school districts and parts of districts: *Provided*, that the election called to
14 vote upon the proposition of discontinuing a high school shall not be called with-
15 in the period of two years from the establishment of such high school district,
16 nor within a period of two years following any such election called to vote
17 upon the proposition of discontinuing such high school. When a high school
18 shall be discontinued by order of any court of competent jurisdiction the assets

19 of said high school district shall be distributed in the manner provided by this
20 section.

Sec. 93. In each county of the State, all the territory of the county not in-
2 cluded in a township high school district, or a community high school district,
3 or a district maintaining a recognized four year high school, shall be organized
4 into a non-high school district for the purpose of levying a tax to pay the tui-
5 tion of all eighth grade graduates residing in such non-high school district, in-
6 cluding pupils attending a recognized two or three year high school conducted
7 by a local school district. On or before August 1, 1917, the county superintend-
8 ent of schools shall call an election for the purpose of electing a board of edu-
9 cation for said non-high school district, and shall designate a sufficient number
10 of precincts and polling places, and select the judges and clerks for such elec-
11 tion. Said board of education shall consist of five members who shall determine
12 by lot at their first meeting the length of term each shall serve. Two of said
13 members shall serve for one year, two for two years, and one for three years
14 from the third Saturday of April next preceding their election. At the expira-
15 tion of the term of office of any member or members a successor or successors
16 shall be elected who shall serve for three years. Each subsequent election shall
17 be held on the third Saturday of April. In case of a vacancy in the board of
18 education the remaining members shall fill the vacancy by appointment until the
19 next annual election. Within ten days after their election the members of said
20 board of education shall meet and organize by electing one of their number
21 president, and by electing a secretary. The manner of holding elections shall be
22 governed as nearly as practicable by sections 126 and 126a of the general school
23 law.

24 None of the provisions of this Act regarding the establishment of non-high
25 school districts shall be construed to prevent the organization of any territory
26 of such non-high school districts, into township or community high school school
27 districts.

Sec. 94. The board of education of a non-high school district shall have the following powers and it shall be its duty:

First. To levy a tax annually upon all the taxable property of such non-high school district, not to exceed one per cent upon the valuation to be ascertained by the last assessment for State and county purposes, for the purpose of paying the tuition of all eighth grade graduates residing within such non-high school district, attending any two, three or four year recognized high school. Such tax levy shall be certified and returned to the county clerk on or before the first Tuesday in October. The certificate shall be signed by the president and secretary of the board and may be in the following form, to-wit:

CERTIFICATE OF TAX LEVY.

We hereby certify that we require the sum of.....dollars to be levied as a special tax to pay the tuition of graduates of the eighth grade residing in the non-high school district of....., county, on the equalized assessed valuation of the taxable property of our non-high school district.

Signed this.....day of, 19....
A..... B....., President.
C..... D....., Secretary.

A failure to certify and return the certificate of tax levy to the county clerk in the time required shall not vitiate the assessment.

Second. To issue orders on the county treasurer on or before the first Tuesday of May of each year for the payment of the tuition of eighth grade graduates residing within such non-high school district attending a recognized high school, provided such attendance shall be certified to said board by the board of education of the high school attended. Such orders shall be payable out of any funds belonging to said non-high school district.

Third. To make such reports as may be required by the State superintendent of public instruction and by the county superintendent of schools.

29 Fourth. To approve the boundaries of proposed community high school
 30 districts involving non-high school territory as provided in section eighty-nine
 31 (89).

Sec. 95. The county treasurer shall be the treasurer of the non-high school
 2 district of the county. He shall receive and hold all moneys belonging to said
 3 district and shall pay out the same upon lawful orders issued by the board of edu-
 4 cation of said non-high school district. He shall report to the secretary of the
 5 board of education of the non high school district on or before the thirtieth day
 6 of June annually the receipts and expenditures of funds belonging to said dis-
 7 trict and the balance on hand. He shall make annually a complete report to the
 8 county superintendent of schools, including therein whatever statistics may be
 9 required by the county superintendent and shall perform such other duties in
 10 connection with the non-high school district as are performed by the township
 11 treasurers for school districts as required by the general school law.

Sec. 96. Upon the approval of the county superintendent of schools any high
 2 school pupil may attend a recognized high school nearer his home in some district
 3 other than the high school district in which he resides and the board of education
 4 of the high school district in which said pupil resides shall pay the tuition of such
 5 the high school attended: "*And, provided, further,* that pupils residing in non-
 6 high school territory shall attend a high school in the county in which he lives,
 7 except where a sufficient reason appears to the county superintendent of schools
 8 of the county where such pupil resides, the superintendent may issue a written
 9 permit for such pupil to attend a high school in another county."

10 An eighth grade graduate in the meaning of this Act is any person of school
 11 age who gives satisfactory evidence of having completed the first eight grades
 12 of school work by presenting a certificate of promotion issued by the home school
 13 board, or by passing an examination given by the county superintendent of
 14 schools or by passing an examination given by the school attended.

15 A recognized high school in the meaning of this Act is any public high school

16 providing a course of two or more years of work approved by the superintendent
17 of public instruction.

18 The tuition paid shall in no case exceed the per capita cost of maintaining
19 the high school attended, which shall be computed by dividing the total cost of
20 conducting and maintaining said high school by the number of pupils enrolled.

Sec. 97. The board of education of any high school district organized under
2 any of the provisions of this Act, or of any high school district organized by
3 virtue of any statute in force at the time of its organization, or of any high
4 school district legalized by statute, may, when authorized by a majority of the
5 votes cast on the proposition at a general school election, or at a spection elec-
6 tion called for such purpose on petition of five per cent of the legal voters of the
7 district, admit pupils of the seventh and eighth grades residing within such high
8 school districts as students in such high school, and organize and conduct classes
9 for the instruction of such pupils in such branches as may be determined by said
10 board.

Sec. 2. An Act entitled, "An Act to provide high school privileges for
2 graduates of the eighth grade," approved June 26, 1913, in force July 1, 1913,
3 and all other Acts and parts of Acts in conflict with the provisions of this amend-
4 ing Act, are hereby repealed.



- 1 Introduced by Mr. Morrasy, March 22, 1917.
- 2 Read by title, ordered printed and referred to Committee on Farm Drainage.

A BILL

For an Act to amend an Act entitled, "An Act to provide for drainage for agricultural and sanitary purposes, and to repeal certain Acts therein named," approved June 27, 1885, in force July 1, 1885, as subsequently amended, by amending section 15a thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to provide
3 for drainage for agricultural and sanitary purposes, and to repeal certain Acts
4 therein named," approved June 27, 1885, in force July 1, 1885, as subsequently
5 amended, be and the same is hereby amended by amending section 15a thereof to
6 read as follows:

7 Sec. 15a. Upon the organization of any drainage district as provided in
8 section 15 of this Act, the duties and obligations of the commissioners of high-
9 ways, as said drainage commissioners of such district shall cease as soon as
10 drainage commissioners shall have been elected and qualified as herein provided.
11 It shall be the duty of the town clerk to call an election in each district in his
12 township, including the new districts organized during the previous year, by

13 giving ten (10) days' notice that an election will be held (specifying time and
 14 place), said notices shall be posted in three (3) conspicuous places in said dis-
 15 trict. Elections shall be held in the several drainage districts organized under
 16 this Act on the second Saturday in March of each year, between the hours of 2
 17 and 5 o'clock P. M.

18 At the first election in each district there shall be elected three (3) commis-
 19 sioners, one for one year, one for two years, and one for three years, and an-
 20 nually thereafter, one drainage commissioner shall be elected who shall hold his
 21 office three years, and until his successor is elected and qualified. Every adult
 22 owner of land in the district, whether residing within or without the district,
 23 shall be a voter, and if a resident of the county in which the district or any part
 24 thereof lies, eligible to the office of drainage commissioner. Said election shall
 25 be conducted after the manner provided by law governing school elections. Com-
 26 missioners of highways shall act as judges and clerks of the first election held in
 27 any district; thereafter the drainage commissioners shall act as judges and clerk
 28 of elections in their respective districts. If said commissioners be not present,
 29 it shall be competent for the electors present to select judges and clerk of said
 30 election. Returns of said election shall be made to the town clerk, who shall
 31 record the same in a book kept for that purpose. Said commissioners shall take
 32 the oath of office before some officer authorized to administer oaths. Said com-
 33 missioners shall be known by the corporate name of drainage commissioners of
 34 District No. of the town of, county
 35 of....., State of Illinois, and by that name shall be a body politic and
 36 corporate, and may sue and be sued, plead and be impleaded, contract and be con-
 37 tracted with, and shall be the corporate authority of their respective districts.
 38 Before entering upon their duties as herein provided, the drainage commission-
 39 ers shall take and subscribe an oath substantially as follows, viz:

40 We,, drainage commissioners of drainage district
 41 No., do solemnly swear (or affirm) that we will faithfully and impartially
 42 perform the duties required of us to the best of our understanding and judgment

43 and make assessment of damages and benefits (or benefits as the case may be),
44 in favor of or against the land in said district, according to law.

45 When a vacancy occurs amongst the drainage commissioners, elected under
46 this Act, it shall be the duty of the surviving ommissioner or commissioners to
47 call an election to fill the vacancy. The commissioners shall give not less than
48 ten (10) days' notice of the time when and place where the election will be held,
49 and the ballot shall state that the commissioner or commissioners are being
50 elected to fill a vacancy.



- 1 Introduced by Mr. Morrasy (by request), March 22, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to amend an Act entitled, "An Act to establish a home for delinquent boys," approved May 10, 1901, in force July 1, 1901, as subsequently amended, by amending sections 1, 4, 9, 10, 13, 14, 16, 17, 18 and 19 thereof, by repealing sections 2, 5, 6, 7, 8, 11, 12, 20, 21, 22, 23, 24 and 25, and by adding thereto two new sections, to be known as sections 16a and 16b.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to establish a home for delinquent boys," approved May 10, 1901, in force July 1, 1901, as subsequently amended, be and the same is hereby amended by amending sections 1, 4, 9, 10, 13, 14, 16, 17, 18 and 19 thereof, by repealing sections 2, 5, 6, 7, 8, 11, 12, 20, 21, 22, 23, 24 and 25, and by adding thereto two new sections, to be known as sections 16a and 16b, to read as inserted at length herein.

8 Sec. 1. There is established *by this Act* a State home for delinquent boys.

9 Sec. 4. The affairs of said home shall be managed by the *Department of Pub-*
10 *lic Welfare.*

11 Sec. 9. The Act to regulate the State charitable institutions and the State
 12 reform school and to improve their organizations and to increase their efficiency,
 13 approved April 15, 1875, and an Act entitled, "*An Act in relation to the civil ad-*
 14 *ministration of the State government,*" approved March 1, 1917, in force July
 15 1, 1917, as the same exists or may be amended, and all Acts applying to such
 16 institutions, shall apply to the said home so far as the same may be applicable,
 17 except as herein otherwise provided.

18 Sec. 10. The superintendent and all other officers and employees shall be
 19 appointed and shall be removable in the manner provided by law.

20 Sec. 13. The compensation of the superintendent, officers and employees
 21 shall be fixed by the *Department of Public Welfare* and no compensation shall
 22 be increased after services are rendered.

23 Sec. 14. The *Department of Public Welfare* may from time to time accept
 24 and hold and use for the benefit of said home or the inmates thereof, any gift,
 25 donation, bequest, or devise of money or real or personal property, and may agree
 26 to and perform all conditions of such gift, donation, bequest or devise not con-
 27 trary to any law of the State.

28 Sec. 16. The *Department of Public Welfare* shall establish all needful rules
 29 and regulations for the management of said home and of the inmates thereof and
 30 for the education of such inmates and their employment; it being intended by
 31 this Act that they shall, as far as may be, be given a common school education
 32 and be learned and practiced in such trades and employments including agricul-
 33 ture and horticulture as shall fit them for the ordinary employments of life, and
 34 suited as far as may be to the capacities and disposition of the respective in-
 35 mates.

36 Sec. 16a. Proper discipline shall be provided for all the inmates of the home,
 37 and vicious and immoral inmates shall be segregated and kept separate from
 38 other inmates, and special dormitories shall be provided for such inmates as are

39 *icious and immoral, with necessary guards and night watches constantly in at-*
 40 *tendance.*

41 Sec. 16b. *Upon the discharge of any inmate from the home, the superintend-*
 42 *ent or person in charge shall provide him with suitable clothing and five dollars in*
 43 *money and procure transportation for him to his home, if he has one in this State,*
 44 *or to the county from which he was sent, at the option of the inmate.*

45 Sec. 17. The *Department of Public Welfare* shall also make regulations for
 46 the placing in homes and placing in employment or returning to his home, if
 47 suitable, all such inmates of such home as may safely and consistently for the
 48 public good and the good of the boy be so placed out or returned to his own
 49 home; it being the intention of this Act that no boy should be kept in such home
 50 who can properly be placed out or returned home longer than may be reason-
 51 ably necessary to prepare him for such placing out. Any boy placed out may
 52 for good reasons be returned to said home.

53 Sec. 18. The *Department of Public Welfare* shall cause to be prepared suit-
 54 able plans and specifications for such buildings and improvements as may be
 55 necessary to carry into effect the purposes of this Act. The cottage plan of
 56 *buildings shall be adopted in general but may be departed from when, in the judg-*
 57 *ment of the Department of Public Welfare, it is advisable,* and all buildings shall
 58 be in a plain and inexpensive style. *Cottages* for the occupation of boys shall not
 59 be occupied by more than forty boys with such manager or teacher and his family
 60 as shall be in charge of the same, and such cottages shall be erected only so fast
 61 as they may be required for the accommodation of the boys committed to such
 62 home. Suitable dining hall or rooms, chapel and other necessary buildings shall
 63 be provided. If an administration building shall be erected, it shall be of the
 64 same general character as the cottages.

65 Sec. 19. The plans and specifications of any building when prepared to the
 66 satisfaction of the *Department of Public Welfare* shall be submitted to the Gov-

67 ernor with a detailed estimate of the cost of each and every building and improve-
68 ments proposed to be made, *and such buildings and improvements shall be erected*
69 *and made in accordance with the provisions of the Civil Administrative Code of*
70 *Illinois, and laws and rules enacted and prescribed in conformity thereto.*

Sec. 2. Sections 2, 5, 6, 7, 8, 11, 12, 20, 21, 22, 23, 24 and 25 of an Act en-
2 titled, "An Act to establish a home for delinquent boys," approved May 10,
3 1901, in force July 1, 1901, as amended, are hereby repealed.



1 Introduced by Mr. Kirby, March 22, 1917.

2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as subsequently amended, by amending section 166½ thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to revise
3 the law in relation to criminal jurisprudence," approved March 27, 1874, in
4 force July 1, 1874, as subsequently amended, be and the same is hereby amended
5 by amending section 166½ thereof, to read as follows:

6 Section 166½. Whoever wilfully and without authority, forcibly takes or car-
7 ries or entices away, any infant under the age of twelve years without the con-
8 sent of the parent, guardian or lawful custodian of such child with the intent to
9 conceal or imprison such infant, or whoever wilfully and without authority con-
10 ceals or imprisons an infant under the age of twelve years without the consent
11 of the parent or guardian or lawful custodian of such infant shall, upon convic-
12 tion, *suffer the punishment of death or* be imprisoned in the penitentiary for his
13 or her natural life or for any number of years.



- 1 Introduced by Mr. Prendergast (by request), March 22, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making an appropriation of the sum of three thousand five hundred dollars (\$3,500) for the payment of damages for injuries suffered by, and as compensation for the injuries to, Simon Berg.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That the sum of three thousand five hundred dollars (\$3,500) be and the same is hereby appropriated for compensation to Simon Berg, superintendent of farms for the Elgin State Hospital, for the injuries sustained by him while in the discharge of his duties as said superintendent, to be paid to him out of any moneys in the treasury not otherwise appropriated.

Sec. 2. The Auditor of Public Accounts is hereby authorized and directed to draw his warrant on the State Treasurer in favor of Simon Berg for the sum hereby appropriated in section 1 of this Act, and the State Treasurer shall pay said sum out of any moneys in the State treasury not otherwise appropriated.

1 Introduced by Mr. Frisch, March 22, 1917.

2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to provide for the erection of a Centennial Memorial building on the Capitol grounds and to make an appropriation therefor.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That a Centennial Memorial building
3 shall be erected in the city of Springfield on the grounds south of the Capitol
4 building purchased by the Centennial Building Commission and to cost when
5 completed approximately eight hundred fifty thousand dollars (\$850,000). Said
6 building shall be planned to provide for a Memorial Hall, a Lincoln Memorial
7 room, State library, State Historical library, State museum, a repository for State
8 archives, Department of Public Instruction and such other departments as may
9 be determined by those having the work in charge. The Centennial Mem-
10 orial building, when completed, shall be in the custody of the Secretary of State.

Sec. 2. The director of Public Works and Buildings, with the advice of an
2 advisory centennial building commission of seven (7) members to be composed
3 of the Governor, President of the Senate, Speaker of the House of Representa-
4 tives, Secretary of State and three other members to be appointed by the Gov-

ernor, shall determine the exact location of the building on the grounds heretofore specified and shall select and approve the plans and specifications for the building and have supervision of its construction. The work shall be advanced so that the laying of the corner stone of the Centennial Memorial building may be a feature of the centennial celebration of the admission of Illinois into the Federal Union.

Sec. 3. There is hereby appropriated to the Department of Public Works and Buildings for the preparation of plans and specifications and other necessary expenses, and for the construction of the Centennial Memorial building, for the period beginning July 1, 1917, the sum of one hundred thousand dollars (\$100,000), and for the year beginning July 1, 1918, the sum of two hundred fifty thousand dollars (\$250,000).

Sec. 4. The Auditor of Public Accounts is authorized and directed to draw his warrant on the State Treasurer for the sum specified upon the presentation of proper vouchers certified to by the director of Public Works and Buildings and approved by the Governor, and the State Treasurer shall pay the same out of any money in the State treasury not otherwise appropriated.

1 Introduced by Mr. Perkins, March 22, 1917.

2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act relating to a State Police Department.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That there is hereby established a State
3 Police Department which shall be under the management of a board of four (4)
4 commissioners, to be known as the Commissioners of State Police. Said com-
5 missioners shall be appointed by the Governor, by and with the advice and con-
6 sent of the Senate, and shall hold office for a term of four (4) years from and
7 after the first day of July next succeeding their appointment, except that the
8 members of the first board shall be appointed for terms of one (1), two (2), three
9 (3) and four (4), years, respectively.

Sec. 2. Upon notification by the Governor, said commissioners shall meet
2 at the City of Springfield and shall organize by the selection from among their
3 own number of a president, who shall, when present, preside at all meetings of
4 the board. They shall also elect a clerk whose duty it shall be to keep a record
5 of all proceedings of the board. At said meeting, or as soon thereafter as prac-

6 ticable, said board shall elect, by a majority vote of the members thereof, a super-
7 intendent of said department, whose term of office shall be for four (4) years.
8 Upon the recommendation of said superintendent said board shall appoint ten
9 (10) deputies, who shall hold office at the pleasure of the board. The board
10 may, from time to time, employ additional deputies for special work and fix
11 their compensation, but the number of deputies so employed shall not exceed
12 twenty (20) except upon the approval of the Governor. Said commissioners
13 shall have power, upon good and sufficient cause shown and after due notice and
14 hearing, to suspend or remove from office the superintendent and clerk and to
15 make other appointments in their stead. They may fill any vacancies occurring
16 in such office, and shall have the power to prescribe rules and regulations for the
17 proper government, discipline and efficiency of said department and to define the
18 duties of the superintendent and clerk, not inconsistent with this Act.

Sec. 3. The general office of said department shall be in the City of Spring-
2 field.

Sec. 4. The commissioners shall serve without pay. The annual salary of
2 the superintendent shall be twenty-five hundred (\$2,500.00) dollars and the
3 annual salary of the clerk shall be twelve hundred (\$1,200.00) dollars. The salary
4 of the deputies shall be such a sum as may be determined by the commissioners
5 not to exceed, however, twelve hundred (\$1,200.00) dollars per annum. The
6 commissioners, superintendent, clerk and deputies shall be reimbursed their
7 necessary traveling and hotel expenses while they are away from their offices
8 and engaged in the work of the department.

Sec. 5. Said department, when requested by the Governor, any state's attor-
2 ney, coroner, or any other legally appointed prosecuting officer in the State, shall,
3 whenever practicable and in all reasonable ways, assist in the investigation and
4 prosecution of all criminal matters within the jurisdiction of the officer making
5 such request and the superintendent of said department, and any deputy shall

6 have, and may exercise in any part of the State, the same power with respect
7 to criminal matters and the enforcement of the laws relating to fish and game
8 and the prevention of fire hazards, as sheriffs, police or constables now exercise
9 in their respective jurisdictions. Said department shall also render assistance,
10 when requested, to any sheriff or superintendent of police in any part of the
11 State. Whenever any of said deputies shall not be engaged in any specific work,
12 as provided for in this section, they shall under such rules as may be made by
13 said commissioners and under the direction of said superintendent, use their best
14 endeavors to prevent crime, preserve the peace of the State and secure the detec-
15 tion, arrest and conviction of offenders.

Sec. 6. Any members of said police department may request any sheriff or
2 deputy sheriff, in any county, any policeman of any city, or any constable in any
3 town, to assist in the investigation, detection and prosecution of criminal offences
4 within his jurisdiction, and such officer shall, when so requested, render all
5 reasonable assistance.

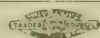
Sec. 7. Each officer and deputy of said State police department shall, before
2 entering upon his duties, be sworn to a faithful performance thereof and shall
3 give to the State, and file with the Treasurer thereof, a bond with sureties
4 approved by the commissioners of said department, as follows:

5 The bond of the superintendent of State Police shall be ten thousand (\$10,-
6 000.00) dollars; the bond of the clerk and of each deputy shall be in such sums
7 as may be provided for by the commissioners. Said commissioners may require
8 a renewal of any bond whenever they may deem such renewal to be proper.

Sec. 8. Any State police officer or deputy, appointed as provided in sec-
2 tion 2 of this Act, who directly or indirectly receives a reward, gift or gratuity
3 on account of any official services, or to influence his behavior in office, except as
4 approved by the commissioners, shall, upon conviction thereof, be punished by
5 a fine of not exceeding five hundred (\$500.00) dollars, or by imprisonment of not

6 more than six (6) months, or by both such fine and imprisonment, and shall be
7 dishonorably discharged from said department.

Sec. 9. Whenever required to do so the superintendent shall render a report
2 to the commissioners describing in detail, the work of the department. Said
3 commissioners shall, on or before the first day of December in each year, file with
4 the Governor a report setting forth, in detail, the work of the State Police De-
5 partment for the fiscal year ending on the thirtieth (30th) day of September
6 next preceding.



- 1 Introduced by Mr. Gorman, March 22, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act in relation to procuring a site and the erection of an armory building at Peoria for the use of the Illinois National Guard and Illinois Naval Reserve and making an appropriation therefor.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That a commission consisting of the Adjutant General, Regimental Commanders of the Illinois National Guard and Commanding Officer, Illinois Naval Reserve, respectively, for whose organizations an armory is to be erected as hereinafter provided for in this Act, is hereby constituted with full power to carry out the provisions of this Act as hereinafter set forth.

Sec. 2. It shall be the duty of the commission named in section one (1) of this Act, to meet and organize as soon as practical after the taking effect of this Act by electing one of their number as president and another as secretary.

Sec. 3. It shall be the duty of said commission to select a suitable site and procure in the name of the State of Illinois, title to the site so selected for the erection of an armory for the use of the following respective organizations of the

4 Illinois National Guard and Illinois Naval Reserve, as are now situate in the city
5 of Peoria or may hereafter be there organized, to-wit: Companies H and G,
6 Fifth Infantry; K, Sixth Infantry; Troop G, First Cavalry, and Eighth Division,
7 Illinois Naval Reserve. All title deeds shall be filed in the office of the Secretary
8 of State.

Sec. 4. After said commission shall have selected a site for the erection of
2 an armory as provided for in section 3 of this Act, and acquired in the name of
3 the State of Illinois, title to such site so selected, it shall be the duty of said com-
4 mission to exercise the general management, control and supervision of all
5 matters pertaining to the erection and construction of said armory and said com-
6 mission shall make and let all contracts necessary fully to construct, build and
7 erect such armory.

Sec. 5. In order to carry out the provisions of this Act, there is hereby ap-
2 propriated the sum of one hundred and fifty thousand (150,000) dollars for secur-
3 ing a site and for the erection of said armory.

Sec. 6. The Auditor of Public Accounts is hereby authorized and directed
2 to draw his warrant or warrants on the Treasurer for the sum herein specified,
3 upon the presentation of proper vouchers certified to by the Adjutant General and
4 approved by the Governor, and the Treasurer shall pay the same out of any
5 moneys in the treasury not otherwise appropriated.



- 1 Introduced by Mr. Garesche, March 22, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to provide for old age pensions.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* (1) Every person in whose case the condi-
3 tions laid down by this Act for the receipt of an old age pension (in this Act
4 referred to as statutory conditions) are fulfilled, shall be entitled to receive such
5 a pension under this Act so long as those conditions continue to be fulfilled, and
6 so long as he is not disqualified under this Act for the receipt of the pension.

7 (2) An old age pension under this Act shall be at the rate set forth in the
8 schedule to this Act.

9 (3) The sums required for the payment of old age pensions under this Act
10 shall be paid out of moneys that may, from time to time, be appropriated by the
11 General Assembly.

12 (4) The receipt of an old age pension under this Act shall not deprive the
13 pensioner of any franchise, right or privilege, or subject him to any disability.

Sec. 2. The statutory conditions for the receipt of an old age pension by any
2 person are:

3 (1) The person must have attained the age of seventy (70).

4 (2) The person must satisfy the pension authorities that for at least twenty
5 (20) years up to the time of the date of the receipt of any sum on account of a
6 pension he has been a citizen of the United States and has had his residence for
7 such twenty (20) years in the State of Illinois.

8 (3) The person must satisfy the pension authorities that his yearly means
9 as calculated under this Act do not exceed one hundred and fifty dollars (\$150.00).

Sec. 3. A person shall be disqualified by receiving or continuing to receive
2 an old age pension under this Act notwithstanding the fulfillment of the statu-
3 tory conditions:

4 (a) While he is in the receipt of any poor relief (other than that relief
5 excepted under this provision): *Provided*, that for the purposes of this provision

6 (i) any medical or surgical assistance (including food or comforts) sup-
7 plied by or on the recommendation of any authorized State, county, township
8 or city officer; or

9 (ii) any relief given to any person by means of the maintenance of any
10 dependent of that person in any charitable institution in this State or in any
11 county poor house, or the payment of any expenses of the burial of a depend-
12 ent, shall not be considered as poor relief;

13 (b) If, before he becomes entitled to a pension, he has habitually failed
14 to work according to his ability, opportunity and need for the maintenance or ben-
15 efit of himself and those legally dependent upon him.

16 *Provided*, that a person shall not be disqualified under this paragraph if he
17 has continuously for ten (10) years up to attaining the age of sixty (60), by
18 means of payment to fraternal societies, or organizations or trade unions or
19 other approved steps made such provision against old age, sickness, infirmities
20 or want or loss of employment as may be recognized as proper provision for the
21 persons by regulations under this Act, any such provision when made by the
22 husband in the case of a married couple living together, shall as respects any

right of the wife to a pension, be treated as provision made by the wife as well as the husband.

(c) While he is detained in any insane asylum in this State or while he is being maintained in any place as a pauper or as a criminal.

(2) Where a person has been before the passing of this Act or is after the passing of this Act convicted of any offense and ordered to be imprisoned without the option of a fine or to suffer any greater punishment, he shall be disqualified from receiving or continuing to receive an old age pension under this Act while he is detained in prison in consequence of this, and for a period of ten (10) years after the date on which he is released from prison.

Sec. 4. (2) In calculating the means of a person for the purpose of this Act, account shall be taken of—

(a) The income which that person may reasonably expect to receive during the succeeding year in cash, excluding any sums receivable on account of an old age pension under this Act. That income, in the absence of other means for ascertaining the income, being taken to be the income actually received during the preceding year;

(b) the yearly value of any advantage accruing to that person from the use or enjoyment of any property belonging to him which is personally used or enjoyed by him;

(c) the yearly income which might be expected to be derived from any property belonging to that person which, though capable of investment or profitable use, is not so invested or profitably used by him; and

(d) the yearly value of any benefit or privilege enjoyed by that person.

(2) In calculating the means of a person being one of a married couple living together in the same house must not in any case be taken to be a less amount than half the total means of the couple.

(3) If it appears that any person had directly or indirectly deprived himself of any income or property in order to qualify himself for the receipt of an old age pension, or for the receipt of an old age pension at a higher rate than

21 to which he would otherwise be entitled to under this Act, that income on the
 22 yearly value of that property is, for the purpose of this section, taken to be a
 23 part of the means of that person.

Sec. 5. (1) An old age pension under this Act, subject to any directions of
 2 the State Treasurer in special cases, shall be paid weekly in advance in such man-
 3 ner and subject to such conditions as to the identification or otherwise as the State
 4 Treasurer shall direct.

5 (2) A pension shall commence to accrue on the first Friday after the claim
 6 for the pension has been allowed, or, in the case of a claim provisionally allowed,
 7 on the first Friday after the day on which the claimant becomes entitled to re-
 8 ceive a pension.

Sec. 6. Every assignment of or charge on and every agreement to assign or
 2 charge an old age pension under this Act shall be void, and, on the bankruptcy
 3 of a person entitled to an old age pension, the payments shall not pass to any
 4 trustee or to any person acting on behalf of the creditors.

Sec. 7. All claims for old age pensions under this Act and all questions,
 2 whether the statutory conditions are fulfilled in the case of any person claiming
 3 such pension, or whether those conditions continue to be fulfilled in the case of
 4 a person in receipt of such pension, or whether a person is disqualified for re-
 5 ceiving or continuing to receive a pension, shall be considered and determined as
 6 follows:

7 (a) Any such claim or question shall stand referred to the local pension
 8 board, and the board shall (except in the case of a question which has been origi-
 9 nated by the pension officer and on which the board have already received his re-
 10 port) before considering the claim or question, refer it for report and inquiry
 11 to the pension officer.

12 (b) The pension officer shall inquire into and report upon any claim or
 13 question so referred to him, and the local pension board shall, on the receipt of
 14 the report of the pension officer and after obtaining from him or from any other

15 source if necessary any further information as to the claim or question, consider
16 the case and give their decision upon the claim or question.

17 (c) The pension officer and any person aggrieved may appeal to the central
18 pension board from the decision of the local pension board allowing or refusing
19 claim for pension or determining any question referred to them within the time
20 and in any manner prescribed by regulations under this Act and any claim or
21 question in respect of which an appeal is so brought shall stand referred to the
22 central pension board, and shall be considered and determined by them.

23 (d) If any person is aggrieved by the refusal or neglect of a local pension
24 board to consider a claim for a pension, or to determine any question referred to
25 them, that person may apply in the prescribed manner to the central pension
26 board and that board may, if they consider that the local pension board, have
27 refused or neglected to consider and determine the claim or question within a
28 reasonable time, themselves consider and determine the claim or question in the
29 same manner as on appeal from the decision of the local pension board.

30 (2) The decision of the local pension board on any claim or question which
31 is not referred to the central pension board, and the decision of the central pen-
32 sion board on any claim or question which is so referred to them, shall be final and
33 conclusive.

Sec. 8. (1) The local pension board shall be composed of three qualified
2 voters of good moral character who shall be appointed by the county treasurer
3 in each county under township organization and in counties not under township
4 organization such local pension board shall be appointed by the chairman of the
5 board of county commissioners, all of whom shall hold their offices for a term
6 co-extensive with that of said county treasurer and whom shall be paid the same
7 *per diem* for days actually served by them as is now paid to petit jurymen and
8 which *per diem* shall be paid by the respective counties to their respective local
9 pension boards, together with any actual expense incurred by said board and the
10 board of supervisors in counties under township organization or county commis-
11 sioners in counties not under township organization, is authorized and directed

12 to audit the account of said local pension board and pay the said *per diem* and
13 expenses of said board in a similar manner as other accounts against such county
14 are audited and paid.

15 (2) A local pension board may appoint such and so many sub-boards con-
16 sisting either in whole or part of the members of the local board as the local
17 board may see fit and a local pension board may delegate either absolutely or un-
18 der such conditions as they see fit to any such sub-board any powers and duties
19 of the local pension board under this Act.

20 (3) The central pension authorities shall be a board to be known as the
21 central pension board, consisting of the Governor, Secretary of State, State
22 Treasurer, State Auditor and Superintendent of Public Instruction.

23 (4) Pension officers shall be appointed by the State Treasurer by and with
24 the approval and consent of the central pension board and said treasurer shall
25 appoint not to exceed one pension officer for each congressional district in this
26 State to act in such district or for such areas as they may direct. Such pension
27 officers shall be appointed for a period of two years and shall be at all times
28 under the direction of said central pension board.

29 (5) Any reference in this Act to pension authorities shall be construed as
30 a reference to the pension officers, local pension board and central pension board
31 or to any one of them, as the case required.

Sec. 9. (1) If for the purpose of obtaining or continuing an old age pen-
2 sion under this Act, either for himself or for any other person, or for the pur-
3 pose of obtaining or continuing an old age pension under this Act for himself
4 or for any other person or for the purpose of obtaining or continuing an old age
5 pension under this Act for himself or for any other person at a higher rate
6 than that appropriate to the case, any person knowingly makes a false state-
7 ment or false representation, he shall be liable on conviction to imprisonment in
8 the county jail of the county in which he is convicted for a term not exceeding
9 six months.

10 (2) If it is found at any time that a person has been in receipt of an old
11 age pension under this Act, while the statutory conditions were not fulfilled in his
12 case or while he was disqualified for receiving the pension, he or, in the case of
13 his death, his personal representative, shall be liable to pay to the State Treas-
14 urer any sums paid to him in respect of the pension while the statutory conditions
15 were not fulfilled or while he was disqualified for receiving the pension and the
16 amounts may be recovered in the name of the People of the State of Illinois.

Sec. 10. (1) The central pension board may make regulations for carrying
2 this Act into effect, and in particular—

3 (a) For prescribing the evidence to be required as to the fulfillment of stat-
4 utory conditions and for defining the meaning of residences for the purposes of
5 this Act, and

6 (b) For prescribing the manner in which claims to pensions may be made,
7 and the procedure to be followed on the consideration and determination of
8 of claims and questions to be considered by pension officers and local pension
9 boards or by the central pension board, and the mode in which any question may
10 be raised as to the continuance in case of a pensioner of the fulfillment of the
11 statutory conditions and as to the disqualification of a pensioner; and

12 (c) As to proceedings generally of the local pension board and the use by
13 such board, with or without payment, of any officer of any county and the provi-
14 sion for the immediate payment of any expenses which are ultimately to be paid
15 by the State Treasurer.

16 (2) The regulations shall provide for enabling claimants for pensions to
17 make their claim and obtain information as respect old age pensions under this
18 Act through the various county treasurers of this State and for provisionally
19 allowing claims to pensions before the date on which the claimant will become
20 actually entitled to the pension and for notice being given by the county clerks
21 of the various counties to the local pension board of the death of every person
22 over seventy years of age registered by them, in such manner and subject to such
23 conditions as may be laid down by the regulations and for making the procedure

24 for considering and determining on any claim for a pension or question with re-
25 spect to an old age pension or question under this Act as simple as possible.

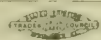
26 (3) Any expenses incurred by the State Treasurer in carrying this Act into
27 effect and the expenses of the central pension board and pension officers up to an
28 amount to be approved by the State Treasurer shall be defrayed out of moneys
29 to be appropriated according to law.

Sec. 12. A person shall not be entitled to the receipt of an old age pension
2 under this Act until the first day of July, A. D. 1917, and no such pension shall
3 begin to accrue until that date.

Sec. 13. The following is the schedule referred to in section 1 of this Act:

SCHEDULE.

Means of Pensioner.	Rate of pension per week.
When the yearly means of the pensioner as calculated under this Act—	
Do not exceed \$100.00.....	\$2.50
Exceeds \$100.00 but do not exceed \$115.00.....	2.00
Exceeds \$115.00 but do not exceed \$130.00.....	1.50
Exceeds \$130.00 but do not exceed \$140.00.....	1.00
Exceeds \$140.00 but do not exceed \$150.00.....	.50
Exceed \$150.00.....	No pension



- 1 Introduced by Mr. Bruce, March 22, 1917.
- 2 Read by title, ordered printed and referred to Committee on Charities and Cor-
rections.

A BILL

For an Act to amend an Act entitled, "An Act relating to children who are now or may hereafter become dependent, neglected or delinquent, to define these terms and to provide for the treatment, control, maintenance, adoption and guardianship of the person of such children," approved April 1, 1899, in force July 1, 1899, as subsequently amended, by amending section seven (7) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act relating to children who are now or may hereafter become dependent, neglected or delinquent, to define these terms and to provide for the treatment, control, maintenance, adoption and guardianship of the person of such children," approved April 1, 1899, in force July 1, 1899, as subsequently amended, be and the same is hereby amended by amending section seven (7) thereof, to read as follows:

8 Sec. 7. If the court shall find any male child under the age of seventeen
9 years or any female child under the age of eighteen years to be dependent or
10 neglected within the meaning of this Act, the court may allow such child to remain

11 at its own home subject to the friendly visitation of a probation officer, and if the
12 parent, parents, guardian or custodian consent thereto, or if the court shall fur-
13 ther find that the parent, parents, guardian or custodian of such child are unfit
14 or improper guardians or are unable or unwilling to care for, protect, train, edu-
15 cate or discipline such child, and that it is for the interest of such child and the
16 people of this State that such child be taken from the custody of its parents, cus-
17 todian or guardian, the court may make an order appointing as guardian of the
18 person of such child, some reputable citizen of good moral character and order
19 such guardian to place such child in some suitable family home or other suitable
20 place, which such guardian may provide for such child or the court may enter an
21 order committing such child to some suitable State institution, organized for the
22 care of dependent or neglected children, or to some training school or industrial
23 school or to some association embracing in its object the purpose of caring for
24 or obtaining homes for neglected or dependent children, which association shall
25 have been accredited as hereinafter provided.

26 *On the order of the court the county board shall, in such amounts*
27 *and at such times as may be fixed by the court, pay for the care and maintenance*
28 *of any child so placed in a family home, such amounts to be paid to the head of the*
29 *family so caring for such child: Provided, that such amounts shall not exceed the*
30 *amounts now paid by the county for the care and maintenance of a dependent girl*
31 *in an industrial school for girls, and for a dependent boy in a training school for*
32 *boys.*



1 Introduced by Mr. Devereux, March 22, 1917.

2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to authorize the payment of damages sustained by Peter B. Bronson,
Fred H. Kerker and Edward J. Hayes, and to make an appropriation therefor.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the payment of damages to Peter B.
3 Bronson, Fred H. Kerker and Edward J. Hayes, resulting from the loss of per-
4 sonal property and clothing on the Illinois and Michigan Canal, on November 23,
5 1915, through the failure of the State to supply lights or signals at Dam No. 1, near
6 the Jackson street bridge in the city of Joliet, in the "upper basin" of said canal,
7 by means whereof the gasoline launch in which the said Peter B. Bronson, Fred
8 H. Kerker and Edward J. Hayes were riding, was wrecked and their property
9 and clothing destroyed, is hereby authorized in the following sums, to-wit: To
10 Peter B. Bronson, \$298.50; to Fred H. Kerker, \$275.95; to Edward J. Hayes,
11 \$151.50.

Sec. 2. The said Peter B. Bronson, Fred H. Kerker and Edward J. Hayes
2 shall execute in such form as the Attorney General shall direct, releases in full

3 of all claims or demands against the State of Illinois on account of such personal
4 property and clothing.

Sec. 3. For the purpose of liquidating the claims against the State of Illinois
2 on account of such personal property and clothing, there is hereby appropriated
3 the sum of \$725.95.

Sec. 4. Upon presentation of releases in full, certified by the Attorney Gen-
2 eral, and proper vouchers approved by the Governor, the Auditor of Public Ac-
3 counts is authorized and directed to draw his warrants upon the State Treasurer,
4 payable to Peter B. Bronson, Fred H. Kerker and Edward J. Hayes, for the
5 sums herein specified, and the State Treasurer is authorized and directed to pay
6 the same out of any funds in the State treasury not otherwise appropriated.



- 1 Introduced by Mr. Hruby, March 22, 1917.
- 2 Read by title, ordered printed and referred to Committee on License and Miscellaneous.
lany.

A BILL

For an Act to prohibit the manufacture, sale, lease or use of clock, joker, punch board, tape, slot or other machines or devices for gambling purposes.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That after the taking effect of this Act
3 it shall be unlawful for any person to manufacture, sell, lease or hold, or offer
4 for sale or lease to another, any clock, joker, punch board, tape or slot machine
5 or any other device upon which money is staked or hazarded or
5½ into which money is paid or played upon chance, or upon the re-
6 sult of the action of which money or other valuable thing is staked, bet,
7 hazarded, won or lost. It shall be unlawful to bargain for the sale or lease of
8 any such device, or to collect money or to take compensation, for such sale or
9 lease, or take or accept money from any person or from any such machine, as
10 a share or royalty or compensation for any such lease or sale. Proof that such
11 machine or device, when seized, has not been used, or is out of repair, shall not
12 constitute a defense to a prosecution under this Act.

Sec. 2. Any person violating any provision of this Act shall, upon conviction for the first offense, be fined not less than one hundred dollars (\$100.00) and imprisoned for not less than ten (10) days in the county jail and for a second offense shall be fined not less than (\$500.00) dollars and shall be confined in the county jail for not less than six (6) months, and for a third offense shall be fined not less than five hundred (\$500.00) dollars and shall be imprisoned in the penitentiary not less than two (2) years nor more than four (4) years.



1 Introduced by Mr. Thomas E. Lyon, March 23, 1917.

2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act to provide for the burial of deceased, indigent or friendless soldiers, sailors or marines of the late Civil War, the Spanish-American War, the Philippine insurrection and the Boxer uprising in China, or their mothers, wives or widows," approved May 24, 1907, in force July 1, 1907, as subsequently amended, by amending the title thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to provide for the burial of deceased, indigent or friendless soldiers, sailors or marines of the late Civil War, the Spanish-American war, the Philippine insurrection and the Boxer uprising in China, or their mothers, wives or widows," approved May 24, 1907, in force July 1, 1907, as subsequently amended, be and the same is hereby amended by amending the title thereof to read as follows:

An Act to provide for the burial of deceased soldiers, sailors or marines of the late Civil War, the Spanish American War, the Philippine insurrection and the Boxer uprising in China, or their mothers, wives or widows.

1 Introduced by Mr. Guernsey, March 23, 1917.



2 Read by title, ordered printed and referred to Committee on Industrial Affairs.

A BILL

For an Act to regulate the employment of children in the State of Illinois.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That no minor under the age of fourteen
3 years shall be employed, permitted or suffered to work at any gainful occupa-
4 tion in, *or for or in connection with,* any theatre, concert hall or place of amuse-
5 ment, or in any mercantile institution, store, office, hotel, laundry, manufactur-
6 ing establishment, *mill, cannery,* factory or workshop, or as messenger or driver
7 therefor, within this State. That no minor under the age of fourteen years shall
8 be employed at any work performed for wages or other compensation, to whom-
9 soever payable, during any portion of any month when the public schools of the
10 school district, town, township, or village or city, in which he or she resides are
11 in session, or be employed at any work before the hour of seven o'clock in the
12 morning or after the hour of six o'clock in the evening. *Provided,* that no minor
13 shall be allowed to work more than eight hours in any one day, nor more than *six*
14 *days in any one week.*

Sec. 2. It shall be the duty of every person, firm or corporation, agent or
 2 manager, *superintendent or foreman*, of any firm or corporation, employing mi-
 3 nors over the age of fourteen and under the age of sixteen years, in *or for or in*
 4 *connection with* any theatre, concert hall or place of amusement, or any mercan-
 5 tile institution, store, office, hotel, laundry, manufacturing establishment, *mill*,
 6 *cannery*, factory or workshop within this State, to keep a register in said theatre,
 7 concert hall or place of amusement, or in said mercantile institution, store, office,
 8 hotel, laundry, manufacturing establishment, *mill, cannery*, factory or workshop
 9 in *or for or in connection with* which said minors shall be employed or permitted
 10 or suffered to work, in which register shall be recorded the name, age and place of
 11 residence of every minor employed or suffered or permitted to work therein, or
 12 therefor, *or in connection therewith*, over the age of fourteen and under the age
 13 of sixteen years; and it shall be unlawful for any person, firm or corporation,
 14 agent or manager, *superintendent or foreman* of any firm or corporation to hire
 15 or employ or to permit or suffer to work in *or for or in connection with* any
 16 theatre, concert hall or place of amusement, or in any mercantile institution,
 17 store, office, hotel, laundry, manufacturing establishment, *mill, cannery*, factory
 18 or workshop, any minor over the age of fourteen and under the age of sixteen
 19 years, unless there is first *procured* and placed on file in such theatre, concert
 20 hall or place of amusement, or in such mercantile institution, store, office, hotel,
 21 laundry, manufacturing establishment *mill, cannery*, factory or workshop, an
 22 *employment certificate issued* as hereinafter provided.

Sec. 3. Every person, firm or corporation, agent or manager, *superintend-*
 2 *ent or foreman* of a corporation, employing or permitting or suffering to work
 3 five or more minors over the age of fourteen and under the age of sixteen years,
 4 in any theatre, concert hall or place of amusement, or in any mercantile institu-
 5 tion, store, office, hotel, laundry, manufacturing establishment, *mill, cannery*, fac-
 6 tory or workshop, shall post and keep posted in a conspicuous place in every
 7 room in which such help is employed, or permitted or suffered to work, a list
 8 containing the name, age and place of residence of every minor over the age of

9 fourteen and under the age of sixteen years, employed, permitted or suffered
10 to work in such room.

Sec. 4. No minor over the age of fourteen and under the age of sixteen
2 years shall be employed in *or for or in connection with* any theatre, concert hall
3 or place of amusement, or in any mercantile institution, store, office, hotel, laun-
4 dry, manufacturing establishment, *mill, cannery*, factory or workshop, unless
5 there is first *procured, as hereinafter provided*, and placed on file in such theatre,
6 concert hall or place of amusement, or in such mercantile institution, store,
7 office, hotel, laundry, manufacturing establishment, *mill, cannery*, factory or
8 workshop, and accessible to the authorized officers or employees of the Depart-
9 ment of Labor, *an employment certificate*, as hereinafter prescribed.

Sec. 5. *An employment certificate* shall be *issued* only by the superintendent
2 of schools or by a person authorized by him in writing; or where there is no
3 superintendent of schools, by a person authorized by the school board *or other*
4 *local school authority*: *Provided*, that no member of a school board or other
5 person authorized as aforesaid, shall have authority to *issue* such certificates for
6 any minor then in or about to enter his own establishment, or the employment
7 of a firm or corporation of which he is a member, officer or employee. The per-
8 son *issuing* these certificates shall have authority to administer the oaths pro-
9 vided for herein, but no fee shall be charged therefor. It shall be the duty of the
10 school board or local school authorities, to designate a place *or places*, (connected
11 with their offices when practicable), where certificates shall be issued and
12 recorded, *and physical examinations made without fee, as hereinafter provided*,
13 and to establish and maintain the necessary records and clerical service for carry-
14 ing out the provisions of this Act.

Sec. 6. *The official authorized to issue an employment certificate to any*
2 *minor shall not issue such certificate until he has received, examined, approved*
3 *and filed the following papers, namely:*

4 (a) *A school record as hereinafter provided.*

(b) *A certificate of physical fitness, as hereinafter provided.*

(c) *Proof of age, as hereinafter provided.*

(d) *A statement signed by the prospective employer, or by someone duly authorized on his behalf, stating that he expects to give such minor present employment, and setting forth the character of the same, and the number of hours per day and of days per week, which said minor will be employed.*

CONTENTS OF THE SCHOOL RECORD.] *For the Issuance of an employment certificate, the school record required by this Act shall be filled out and signed by the principal of the school, public or private or parochial, which the minor has last attended, or by someone duly authorized by him, and shall be furnished to any minor who may be entitled thereto. It shall certify that the said minor is able to read and write legibly, simple sentences in the English language and has completed a course of study equivalent to the work prescribed for the first five years of the public elementary schools, in spelling, reading, writing, arithmetic to and including fractions, geography and history, and has attended school for at least 130 days during the year preceding the date of his application for his first employment certificate, or between his 13th and 14th birthdays. Such school record shall also give the full name, date of birth, and residence of the minor, and the name and residence of the parent, guardian or custodian, as shown on the records of the school.*

The school record shall be in the following form:

SCHOOL RECORD.

Name of Parent or Guardian or Custodian
Residence of Parent or Guardian or Custodian
Name of Minor.....
Residence of Minor.....
Date of birth of Minor.....
Signature of Minor.....

I hereby certify that the above named minor is able to read and write legibly simple sentences in the English language; that he has completed the work

34 of the grade in the school,
 35 (location); that he has completed a course of study
 36 equivalent to the work prescribed for the first five years of the public elemen-
 37 tary school in spelling, reading, writing, arithmetic to and including fractions,
 38 geography and history and that he has attended school for
 39 days during the year preceding this date, or between his thirteenth and four-
 40 teenth birthdays.

41
 42 Signature of Principal.

43 CONTENTS OF CERTIFICATE OF PHYSICAL FITNESS.] *The certificate of physical*
 44 *fitness required by this Act for any minor shall be signed by a physician*
 45 *appointed by the board of education, or other local school authority, and shall*
 46 *state that the said minor has been thoroughly examined by the said physician at*
 47 *the time of his application for an employment certificate, and is physically qual-*
 48 *ified for the employment specified in the statement submitted in accordance with*
 49 *the requirements of this section.*

50 EVIDENCE OF AGE.] *The evidence of age required by this Act shall consist*
 51 *of one of the following proofs of age which shall be required in the order herein*
 52 *designated.*

53 (a) *A duly attested transcript of the birth certificate, furnished free by the*
 54 *State, filed according to law with a registrar of vital statistics, or other officer*
 55 *charged with the duty of recording birth; or,*

56 (b) *A baptismal certificate or transcript of the record of baptism, duly*
 57 *certified, and showing the date of birth, and place of baptism; or,*

58 (c) *A passport showing the age of the minor; or,*

59 (d) *In case none of the aforesaid proofs of age shall be obtainable, and*
 60 *only in such case, the issuing officer may accept, in lieu thereof, other docu-*
 61 *mentary record of age (such as official certificate of arrival in the United*
 62 *States, bona fide Bible record, confirmation certificate or life insurance policy*
 63 *which are at least one year old at the time of the minor's application for the*

64 permit), or transcript thereof, duly certified which shall appear to the satisfac-
 65 tion of the issuing officer to be good and sufficient evidence of age; or,

66 (e) In case none of the aforesaid proofs of age shall be obtainable, and in
 67 such cases only, the issuing officer may accept, in lieu thereof, the signed state-
 68 ment of two physicians, at least one of whom shall be a public health officer or
 69 public school physical inspector, stating that they have separately examined the
 70 minor and that in their opinion the minor is at least 14 years of age.

Sec. 7. All employment certificates shall be issued in triplicate, one of which
 2 shall be forwarded by mail by the issuing officer to the prospective employer of
 3 the minor for whom the employment certificate is issued, and another of which
 4 shall be forwarded to the properly authorized officer of the Department of Labor,
 5 and a third of which shall be filed in the issuing office.

6 Whenever an employment certificate shall be refused to a minor, the name
 7 and present residence of such minor, and the school record issued to such minor,
 8 shall be forwarded by the official refusing to issue the certificate, to the principal
 9 of the school which such minor should attend, or to the compulsory attendance
 10 or truant officer.

11 In any prosecution for a violation of this Act, the employment certificate
 12 shall be admissible as prima facie evidence of the facts set forth therein.

13 Any explanatory matter may be printed upon such certificate in the discre-
 14 tion of the board of education or other local school authority.

15 The employment certificate shall be in the following form:

THE OFFICE OF(City)..... (State.)

EMPLOYMENT CERTIFICATE.

16 This certifies that I have made a careful examination of all the proofs, doc-
 17 umentary and otherwise, required by section 6 of this Act, for (name of minor)
 18 and find the following:

19 (a) That the above named minor can read and write legibly simple sen-
 20 tences in the English language and has completed the work of the

21 grade in the school, and that he has attended school at
 22 least 130 days during the year previous to this date, or between his thirteenth
 23 and fourteenth birthdays.

24 (b) That the above named minor is physically fit to do the work specified
 25 in the statement submitted in accordance with the requirements of section 6 of
 26 "An Act to regulate the employment of children in the State of Illinois," and
 27 that his height is (feet and inches), weight,
 28 complexion (fair or dark), hair (color)

29 (c) That he or she was born at (city, state or country),
 30 on the day of 19....

31 (d) That (name of employer)..... of (address)
 32 has promised the said minor present employment at
 33 (character of the work) for hours
 34 per day and days per week.

35 Officer duly authorized by the superintend-
 36 ent of the board of education (or other
 37 local school authorities) of
 38 (city), to issue employment certificates.

39 This certificate belongs to the board of education (or other local school
 40 authority) and is to be returned to this office within three days after (name of
 41 minor) leaves the service of the employer holding the same.

Sec. 8. It shall be the duty of every person who shall employ any minor
 2 under the age of 16 years to acknowledge in writing to the official issuing the
 3 same, the receipt of the employment certificate, within three days after the begin-
 4 ning of such employment. On termination of the employment of a minor under
 5 the age of 16 years the employment certificate issued to such minor shall be
 6 returned by mail, by the employer to the official issuing the same, immediately
 7 on the demand of the minor for whom the certificate was issued, or otherwise,
 8 within three days after the termination of said employment. The official to whom
 9 the certificate is so returned shall file said certificate, and notify the compulsory

10 attendance or trial officer. Any minor whose certificate has been returned as
 11 above provided, shall be entitled to a new employment certificate upon presenta-
 12 tion of a statement from a prospective employer as hereinabove provided,
 13 accompanied by a certificate of physical fitness issued in a manner as herein-
 14 above provided and based upon a re-examination of the minor, and certifying
 15 that the minor is physically fit to undertake the work specified in the statement
 16 submitted in accordance with the requirements of section 6 of this Act.

Sec. 9. The Department of Labor, through its authorized officers or
 2 employees, shall visit all theatres, concert halls or places of amusement, all mer-
 3 cantile institutions, stores, offices, hotels, laundries, manufacturing establish-
 4 ments, *mills, canneries*, factories or workshops, and all other places where minors
 5 are or may be employed, in this State, and ascertain whether any minors are
 6 employed contrary to the provisions of this Act. Such officers and employees
 7 may require that *employment certificates*, and all lists of minors employed in,
 8 *or for or in connection with*, such theatres, concert halls or places of amusement,
 9 and such mercantile institutions, stores, offices, hotels, laundries, manufacturing
 10 establishments, *mills, canneries*, factories or workshops and all other places where
 11 minors are employed as provided for in this Act shall be produced for their
 12 inspection on demand.

13 *And, provided*, that upon written complaint to the school board or other
 14 local school authorities of any city, town, district, or municipality, that any
 15 minor (whose name shall be given in such complaint) is employed in, *or for or*
 16 *in connection with*, any theatre, concert hall or place of amusement, or in any
 17 mercantile institution, store, office, hotel, laundry, manufacturing establishment,
 18 *mill, cannery*, factory or workshop, or as messenger or driver therefor, contrary
 19 to the provisions of this Act, it shall be the duty of such school board or other
 20 local school authorities, to report the same to the Department of Labor.

Sec. 10. No person under the age of sixteen years shall be employed or
 2 suffered or permitted to work at any gainful occupation more than *six days in*

3 *any one week*, nor more than eight hours in any one day; or before the hour of
4 seven o'clock in the morning, or after the hour of seven o'clock in the evening.
5 Every employer shall post in a conspicuous place in every room where such
6 minors are employed, a printed notice stating the hours required of them each
7 day of the week, the hours of commencing and stopping work, and the hours
8 when the time or times allowed for dinner or for other meals, begins and ends.
9 The printed form of such notice shall be furnished by the Department of Labor,
10 and the employment of any such minor for longer time in any day so stated, or
11 more than *six days in any one week*, shall be deemed a violation of this section.

Sec. 11. No minors under the age of sixteen years shall be employed at
2 sewing belts, in any capacity whatever; nor shall any minors adjust any belt
3 to any machinery; they shall not oil or assist in oiling, wiping or cleaning any
4 machinery; they shall not operate or assist in operating circular or band-saws,
5 wood-shapers, wood-joiners, planers, sand-paper or wood-polishing machinery,
6 emery or polishing wheels used for polishing metal, wood-turning or boring
7 machinery, stamping machines in sheet-metal and tinware manufacturing, stamp-
8 ing machines in washer and nut factories, corrugating rolls, such as are used in
9 roofing factories, nor shall they be employed in operating or assisting to operate
10 any passenger or freight elevator, steam-boiler, steam machinery or other
11 steam generating apparatus; they shall not operate or assist in operating dough
12 brakes or cracker-machinery of any description; wire or iron-straightening
13 machinery; nor shall they operate or assist in operating rolling mill machinery,
14 punches or shears, washing, grinding or mixing mill or calendar rolls in rubber
15 manufacturing; nor shall they operate or assist in operating laundry machinery;
16 *nor shall minors under the age of sixteen years be employed in any mine or*
17 *quarry*; nor shall they be employed in any capacity in preparing any composi-
18 tion in which dangerous or poisonous acids are used, and they shall not be
19 employed in any capacity in the manufacture of paints, colors or white lead; nor
20 shall they be employed in any capacity whatever in any employment that may
21 be considered dangerous to their lives or limbs, or where their health may be

22 injured or morals depraved; nor in any bowling alley, nor in any theatre, con-
23 cert hall or place of amusement wherein intoxicating liquors are sold; nor shall
24 any females under the age of sixteen years be employed in any capacity where
25 such employment *requires* them to remain standing *for and during the perform-*
26 *ance of their work.*

Sec. 12. The presence of any minor under the age of sixteen years in any
2 manufacturing establishment, factory or workshop, or *in any other place in which*
3 *such minor is by this Act prohibited from working* shall constitute *prima facie*
4 evidence of his or her employment therein.

Sec. 13. It shall be the special duty of the Department of Labor to enforce
2 the provisions of this Act, and to prosecute all violations of the same before any
3 magistrate or any court of competent jurisdiction in this State. It shall be the
4 duty of the authorized officers and employees of the Department of Labor, and
5 they are hereby authorized and empowered, to visit and inspect, at all reasonable
6 times and as often as possible, all places covered by this Act.

Sec. 14. Whoever, having under his control a minor under the age of sixteen
2 years, permits such minor to be employed in violation of the provisions of this
3 Act, shall for each offense be fined not less than \$5.00 *nor* more than \$25.00, and
4 shall stand committed until such fine and costs are paid.

5 Every person authorized to sign *any of the certificates* prescribed by
6 *section 6 and section 7* of this Act, who certifies to any materially false state-
7 ment therein, shall be guilty of a violation of this Act, and upon conviction
8 thereof, shall be fined not less than \$5.00 nor more than \$100.00 for each offense,
9 and shall stand committed until such fine and costs are paid.

10 A failure to produce to the authorized officers or employees of the Depart-
11 ment of Labor, or to the school attendance officers, any *employment certificate*
12 or list required by this Act, shall constitute a violation of this Act.

13 Any person, firm or corporation, agent or manager, *superintendent or fore-*
14 *man* of any firm or corporation, whether for himself or for such firm or cor-

15 poration, or by himself or through sub-agent, or manager, *superintendent or*
16 *foreman*, who shall violate or fail to comply with any of the provisions of this
17 Act, or shall refuse admittance to premises or otherwise obstruct the officers or
18 employees of the Department of Labor, in the performance of their duties as
19 prescribed *by* this Act, shall be deemed guilty of a misdemeanor and upon con-
20 viction thereof, shall be fined not less than \$5.00 nor more than \$100.00 for each
21 offense, and shall stand committed until such fine and costs are paid.

Sec. 15. *No provision of this Act shall be construed so as to deprive any*
2 *minor under the age of sixteen years, who is now employed under the provisions*
3 *of an Act entitled, "An Act to regulate the employment of children in the State*
4 *of Illinois, and to provide for the enforcement thereof," approved May 15,*
5 *1903, in force July 1, 1903, of that employment or other employment.*

Sec. 16. *The invalidity of any portion of this Act shall in no way affect*
2 *the validity of any other portion thereof which can be given effect without such*
3 *invalid part.*

Sec. 17. "An Act to regulate the employment of children in the State of
2 Illinois and to provide for the enforcement thereof," approved May 15, 1903, and
3 in force July 1, 1903, and all other Acts and parts of Acts in conflict with this
4 Act are hereby repealed.



1 Introduced by Mr. Miller, March 23, 1917.

2 Read by title, ordered printed and referred to Committee on Education.

A BILL

For an Act to amend an Act entitled, "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as subsequently amended, by amending section twenty-two (22) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as subsequently amended, be, and the same is hereby amended by amending section twenty-two (22) thereof to read as follows:

6 Sec. 22. The election of trustees of schools shall be held in townships, whose
7 boundaries do not coincide with those of towns, on the second Saturday of April,
8 annually. In townships whose boundaries do coincide with those of towns as
9 established under the township organization laws, the trustee or trustees shall
10 be elected at the same time and in the same manner as town officers. In town-
11 ships in which no election for school trustees has heretofore been held, or in town-
12 ships in which from any cause there are no trustees of schools, or in case of a
13 vacancy or vacancies, the election of trustee or trustees of schools may be held
14 on any Saturday.

15 No person shall hereafter be nominated for the office of trustee of schools ex-
 16 cept by petition *filed with the town clerk, or in case of a first election, with the*
 17 *county clerk*, at least ten (10) days prior to such election. *All nominating peti-*
 18 *tions* shall be signed by at least *ten per cent* of the legal voters of the school town-
 19 ship in which he is seeking nomination and election, *but not to exceed fifty such*
 20 *signatures shall be required in any case. The names of candidates shall be*
 21 *printed in the order in which the petitions are filed with the clerk.*

22 *Elections of trustees shall be held under the Australian Ballot system, as pro-*
 23 *vided in the general election laws and as detailed in sections twenty-two and*
 24 *twenty-three of an Act entitled, "An Act to provide for the printing and distribu-*
 25 *tion of ballots at public expense and for the nomination of candidates for public*
 26 *offices, to regulate the manner of holding elections and to enforce the secrecy of*
 27 *the ballot," approved June 22, 1891, in force July 1, 1891, at the school house or*
 28 *such other place as shall be designated in the notice of election by the proper*
 29 *officer.*

30 The ballots to be used at such election shall be furnished by the township
 31 treasurer and shall be in substantially the following form:

For Trustees of Schools to Serve One Year.

VOTE FOR

- ☐ John Adams
- ☐ James Brown
- ☐ Frank Chance
- ☐ Tyrus Cobb
- ☐ Margaret Murphy
- ☐ Elizabeth Browning

32 The name of no candidate shall be printed on such ballots except a petition
 33 shall have been filed in his behalf as herein provided.



1 Introduced by Mr. Havill, March 26, 1917.

2 Read by title, ordered printed and referred to Committee on Elections.

A BILL

For an Act to legalize certain elections held since July 1, 1909, under and by virtue of
“An Act to establish and maintain a system of free schools,” approved June 12,
1909, and in force June 12, 1909.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That wherever any election has been held
3 since July 1, 1911, under and by virtue of “An Act to establish and maintain a
4 system of free schools,” approved June 12, 1909, and in force June 12, 1909, in
5 which the election notices contained the following clause, “At the usual voting
6 places,” but neglecting to state the exact location of the voting places, and where
7 a majority of the votes cast were in favor of organizing such district, then such
8 elections are hereby made and held legal, valid and binding, and all
9 high school districts organized under and by virtue of such elections and
10 in pursuance thereof, if otherwise legally organized, are hereby held and declared
11 to be duly and legally organized and made valid and binding, and all officers
12 elected and all acts done under and by virtue of such elections and in pursuance
13 thereof, if otherwise legal, are hereby made valid and declared to be legal, bind-
14 ing and of full force and effect.



- 1 Introduced by Mr. Mueller, March 26, 1917.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

A BILL

For an Act concerning sanitary districts organized and existing under and by virtue of an Act entitled, "An Act to create sanitary districts and to remove obstructions in the Desplaines and Illinois rivers," approved May 29th, 1889, in force July 1, 1889, to make legal and valid any appropriation or tax levy ordinance or ordinances levying or attempting to levy taxes for the year 1915, and to make legal and valid all taxes so levied or attempted to be levied for the year 1915.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That when the board of trustees of any
3 sanitary district organized and existing under and by virtue of an Act entitled
4 "An Act to create sanitary districts and to remove obstructions in the Desplaines
5 and Illinois rivers," approved May 29, 1889, in force July 1, 1889, has heretofore
6 passed or adopted any tax levy ordinance or ordinances making any appropri-
7 ation or tax levy, or attempting to make any tax levy, for the year 1915, and re-
8 gardless of whether any such tax levy ordinance or ordinances making
9 any appropriation were published within one month after the same was passed
10 by the Board of Trustees of any such sanitary district at least once in a news-

11 paper of general circulation in such sanitary district, or if no such newspaper of
12 general circulation was published therein and regardless of whether copies of
13 same were posted in three public places in such district, all such tax levy ordi-
14 nances, or ordinances making any appropriations and all taxes for any purpose
15 not prohibited by or in violation of the Constitution of this State so levied or at-
16 tempted to be levied and extensions thereof and therefor shall be and are hereby
17 declared to be legal and valid, anything in any law of this State to the contrary
18 notwithstanding.

19 Sec. 2. Whereas an emergency exists, therefore, this Act shall be in full
20 force and effect from and after its passage.



- 1 Introduced by Mr. Ellis, March 26, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act for an appropriation for the relief of Albert Thies.

WHEREAS, Albert Thies, on November 5, 1914, while on duty as an employee
2 at the Northern Illinois Hospital for the Insane at Elgin, Illinois, received a
3 severe personal injury which resulted in the permanent injury of said Albert
4 Thies; and,

5 WHEREAS, the said Albert Thies has filed a claim before the Industrial Board
6 of the State of Illinois against the State of Illinois for compensation for his said
7 injuries; and,

8 WHEREAS, the said Industrial Board of the State of Illinois has entered an
9 order finding that compensation is due to the said Albert Thies from the State of
10 Illinois for the loss of an arm by the said Albert Thies, and said board has
11 ordered, adjudged and decreed that said compensation be commuted to the lump
12 sum of sixteen hundred fifteen dollars fifty-one cents (\$1615.51).

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the sum of sixteen hundred fifteen
3 dollars fifty-one cents (\$1615.51) be, and the same is hereby appropriated and
4 directed to be paid from any fund not otherwise appropriated in the State treas-
5 ury of the State of Illinois, and for the payment of damages for injuries suf-
6 fered by Albert Thies, and as compensation for said injuries received at the
7 Northern Illinois Hospital for the Insane at Elgin, Illinois, on the fifth day of
8 November, 1914, by the said Albert Thies.

Sec. 2. That the Auditor of Public Accounts be, and he is hereby directed
2 to draw his warrant on the State treasury in favor of the said Albert Thies, for
3 the sum of sixteen hundred fifteen dollars fifty-one cents (\$1615.51) on the first
4 day of July, 1917, said sum to be paid out of any moneys in the State treasury
5 not otherwise appropriated.



- 1 Introduced by Committee on Judiciary, March 27, 1917.
- 2 Read a first time, ordered printed and to a second reading.

A BILL

For an Act to amend an Act entitled, "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as amended by an Act approved June 8, 1909.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section 97 of the Act entitled, "An
3 Act to revise the law in relation to criminal jurisprudence," approved March
4 27, 1874, in force July 1, 1874, as amended by an Act approved June 8, 1909, be
5 and the same is hereby amended so as to read as follows:

6 Sec. 97. That any person who shall knowingly make or cause to be made,
7 either directly or indirectly, or through any agency whatsoever, any false
8 statement in writing with intent that it shall be relied upon, respecting the
9 financial condition, or means or ability to pay, of himself, or any other person,
10 firm or corporation, in whom he is interested, or for whom he is acting, for the
11 purpose of procuring in any form whatsoever, either the delivery of personal
12 property, the payment of cash, the making of loan or credit, the extension of a
13 credit, the discount of an account receivable, or the making acceptance, dis-

14 count, sale or indorsement of a bill of exchange or promissory note, for the
15 benefit of either himself or of such person, firm or corporation; or

16 Who, knowing that a false statement in writing has been made, respecting
17 the financial condition, or means, or ability to pay, of himself, or a person,
18 firm or corporation in which he is interested, or for whom he is acting, pro-
19 cures upon the faith thereof, for the benefit of himself, or of such person, firm
20 or corporation, either or any of the things of benefit mentioned in this section; or

21 Who, knowing that a statement in writing has been made, respecting the
22 financial condition, or means or ability to pay of himself or such person, firm
23 or corporation, in which he is interested, or for whom he is acting, represents
24 on a later day, in writing, that such statement theretofore made, if then again
25 made on said day, would then be true, when in fact said statement, if then
26 made, would be false, and procures upon the faith thereof, for the benefit either
27 of himself, or of such person, firm or corporation, either or any of the things
28 of benefit mentioned in this section, shall be guilty of misdemeanor and punish-
29 able by imprisonment for not more than one year or by a fine of not more than
30 one thousand dollars, or both fine and imprisonment.



- 1 Introduced by Mr. Church, March 27, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend sections 2 and 5 of an Act entitled, "An Act regarding places used for purposes of lewdness, assignation or prostitution, to declare the same to be public nuisances, and to provide for the more effectual suppression thereof," approved June 22, 1915, in force July 1, 1915.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That sections 2 and 5 of an Act entitled,
3 "An Act regarding places used for purposes of lewdness, assignation or pros-
4 titution, to declare the same to be public nuisances, and to provide for the more
5 effectual suppression thereof," approved June 22, 1915, in force July 1, 1915, be
6 amended so as to read as follows:

7 Sec. 2. The state's attorney or any citizen of the county in which such a
8 nuisance exists, may maintain a bill in equity, in the name of the People of the
9 State of Illinois, perpetually to enjoin all persons from maintaining or per-
10 mitting such nuisance, and to abate the same, and to enjoin the use of such
11 building, or apartment, or such place for any purpose, for a period of one
12 year. Upon the filing of a verified petition therefor, in any court of competent

jurisdiction, the court in term time, or a judge in vacation, if satisfied that the nuisance complained of exists, *and that notice, as herein in this section provided, has been served on the owner or agent of the building, apartment, or place, of the existence of the nuisance,* shall, *without other or additional notice,* allow a temporary writ of injunction, with bond unless the petition is filed by the state's attorney, in such amount as the court may determine, enjoining the defendant from maintaining any such nuisance within the jurisdiction of the court issuing such writ: *Provided,* that no such temporary injunction shall issue, except on behalf of an owner or agent, unless it be made to appear to the satisfaction of the court that the owner or agent of such building or apartment or of such place knew or had been personally served with a notice signed by the petitioner: *And, provided,* that such notice has been served upon such owner or such agent of such building or apartment or place at least five days prior to the application for such temporary injunction, that such building or apartment or such place, specifically describing the same, was being so used, naming the date or dates of its being so used, and that such owner or agent had failed to abate such nuisance, or that upon diligent inquiry such owner or agent could not be found within the United States for the service of such preliminary notice. The lessee, if any, of the building or apartment, or of the place, shall be made a party defendant to such petition.

Sec. 5. If the existence of the nuisance is established, the court shall enter a decree perpetually restraining all persons from maintaining or permitting such nuisance, and from using the building or apartment, or the place in which the same is maintained for any purpose for a period of one year thereafter, unless such decree is sooner vacated, as hereinafter provided, and perpetually restraining the defendant from maintaining any such nuisance within the jurisdiction of the court. While said decree remains in effect, such building or apartment, or such place, shall be in the custody of the court. An order of abatement shall also issue as a part of such decree, which order shall direct the sheriff of the county to remove from such building or

43 apartment, or such place, all fixtures and movable property used in conducting
44 or aiding or abetting such nuisance, and to sell the same in the manner pro-
45 vided by law for the sale of chattels under execution, and to close such build-
46 ing or apartment or such place against its use for any purpose, and to keep it
47 closed for a period of one year unless sooner released as hereinafter provided.
48 The sheriff's fees for removing and selling the movable property shall be taxed
49 as a part of the costs, and shall be the same as those for levying upon and sell-
50 ing like property under execution. For closing the building and keeping it
51 closed the court shall allow a reasonable fee to be taxed as a part of the costs:
52 *Provided*, that no *permanent* injunction shall issue against an owner, nor shall
53 an order be entered requiring that any building or apartment, or any place, be
54 closed or kept closed, if it appears that such owner and his agent have in good
55 faith endeavored to prevent such nuisance. Nothing in this Act contained shall
56 authorize any relief respecting any other apartment than that in which such
57 nuisance exists.

1 Introduced by Mr. Chas. Curran, March 27, 1917.

2 Read by title, ordered printed and referred to Committee on Farm Drainage.

A BILL

For an Act to enable the owners of farm lands which form any part of a drainage district, in which there is located in whole or in part a city, town or village, to reorganize as a separate drainage district with certain rights and duties in relation thereto.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That whenever the owners of three-
3 fourths of the farm lands in any drainage district in which there is located, in
4 whole or in part, any city, town, or village, shall petition the county court of the
5 county in which said drainage district is located for the reorganization of such
6 farm lands into a separate drainage district for the reason that a majority of
7 the land owners who are entitled to vote for officers of said drainage district
8 reside in such city, town or village, and shall make the officers of such drainage
9 district defendants to said petition, the judge of the county court of such county
10 shall in a summary manner hear such petition. The county court shall give
11 the officers of such drainage district at least ten days' notice of such hearing by
12 serving upon them a copy of such petition in the same manner that other legal
13 process by summons is served upon defendants in said court.

Sec. 2. If upon said hearing it shall appear that the allegations in said
2 petition are true, the county court shall enter an order authorizing such owners
3 of farm lands to reorganize and become a separate drainage district with the
4 power to select their own officers and have the same rights, powers and duties
5 as if originally organized without having included therein, in whole or in part,
6 any city, town, or village: *Provided*, that the owner of any portion of such
7 farm lands which may lie adjacent to such city, town or village may by filing
8 with the said court in such proceeding a written request to that effect remain
9 in the original drainage district and not become or be a part of said reorganized
10 district.

Sec. 3. The county judge in such summary proceeding shall ascertain the
2 amount of valid indebtedness outstanding against said drainage district and
3 shall find and determine the amount of the same that shall be borne by such
4 reorganized district and embrace the same in the order in relation to such pro-
5 ceeding. It shall be the duty of the reorganized drainage district to contribute
6 its just proportion of such indebtedness in manner and form as shall be ordered
7 by said county court. No expense of administration in said district shall be
8 required to be paid by said reorganized district.

Sec. 4. Neither the said drainage district or the reorganized district shall
2 do any act that will injure or interfere with the drainage of the lands in either
3 of such districts. If any dispute shall arise in relation to the affairs of said
4 drainage districts, such dispute shall be submitted in a summary manner by
5 petition of either party to the county court in which such districts are located
6 and the decision and order of the said county court in relation thereto shall be
7 final.



- 1 Introduced by Mr. Dahlberg, March 27, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judicial Department and Practice.

A BILL

For an Act in relation to new trials in actions at law tried by jury in courts of record.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That any party dissatisfied with the verdict of a jury in an action at law in a court of record may move for a new trial by filing a motion in writing therefor with the clerk. The procedure with respect thereto may be as follows:

First—A new trial shall not be granted, either in the trial court or upon appeal or writ of error, on the ground that erroneous instructions were given to the jury, or proper instructions refused to be given to them, or that evidence was improperly admitted or rejected, or that improper remarks were made in the presence of the jury by the court or an attorney of one of the parties, unless, in the opinion of the trial court, or of the appellate court or Supreme Court, some substantial wrong or miscarriage has been thereby occasioned at the trial; and if it appear to such court that such wrong or miscarriage affects part only of the matter in controversy, or some or one only of the parties, the court may give final judgment as to part thereof, or some or one only of the parties, and

16 and direct a new trial as to the other part only or as to the other party or
17 parties.

18 *Second*—A new trial may be ordered on any question, whatever be the
19 grounds for the new trial, without interfering with the finding or decision upon
20 any other question.

21 *Third*—A new trial shall not be granted on the sole ground of excessive
22 damages unless the court shall have determined the amount of the excess and
23 permitted the party in whose favor the verdict has been rendered to remit such
24 excess, and, in case such excess is remitted, the court shall reduce the verdict
25 accordingly, deny the new trial and enter judgment for the proper amount.

26 *Fourth*—Whenever a new trial is granted either party shall be entitled to
27 have such new trial take precedence, as near as may be, over the trial of other
28 actions in which trials have not theretofore been had.

Sec. 2. All Acts and parts of Acts in conflict herewith are hereby repealed.



- 1 Introduced by Mr. Dahlberg, March 27, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judicial Department
and Practice.

A BILL

For an Act in relation to the changing of an action at law to an action in equity, or an
action in equity to an action at law, and the granting of equitable relief in an
action at law.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That if the party commencing any civil
3 action shall have misconceived his remedy by commencing an action in equity
4 when he should have commenced an action at law, or by commencing an action at
5 law when he should have commenced an action in equity, the court shall not on
6 that account dismiss the action, but, unless the court is satisfied the action has
7 been so commenced in bad faith, the court shall, upon such terms as to costs or
8 otherwise as the court may deem just and right, permit or require the plead-
9 ings in the action to be reformed by changing the pleadings in an action in equity
10 to pleadings in an action at law, or the pleadings in an action at law to pleadings
11 in an action in equity, as the case may be, and shall thereupon proceed to dis-
12 pose of the action as if the same had been properly commenced. In any such case

13 all depositions taken, evidence heard, proceedings had and orders entered in any
14 such action prior to such reformation of the pleadings may be preserved as a
15 part of the record of the action after such reformation, and either party may have
16 the benefit of all such prior evidence, proceedings and orders after such reforma-
17 tion, so far as the same may be applicable to the case under such reformed
18 pleadings as may be filed. If, upon the trial of any action at law, it shall be
19 made to appear to the court that one or more of the parties is or are entitled
20 to equitable relief in regard to the matter in controversy in such action, the
21 court shall have power for that purpose to administer any equitable remedy
22 which may prevent a failure or delay of justice, obviate a circuitry or multi-
23 plicity of actions and completely dispose of the entire controversy in one action,
24 and to that end may cause the pleadings to be amended or enter such other order
25 as may be just and right.

- 1 Introduced by Mr. DeYoung, March 27, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judicial Department
and Practice.

A BILL

For an Act in relation to appeals and writs of error.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly: EXCEPTIONS ABOLISHED.]* All exceptions
3 to rulings and decisions of a court of record of original jurisdiction, from the
4 commencement of an action until its final determination, including exceptions to
5 reports of masters in chancery, are hereby abolished. Every ruling of the
5½ court during the progress of an action, other than an order, judg-
6 ment or decree entered upon the record, when such ruling appears to have
6½ been made against the objection or contrary to the contention of the party com-
7 plaining thereof and which is authorized by law to be reviewed upon appeal or
8 writ of error, shall be subject to such review by the Supreme Court or appellate
9 court, as the case may be, and, in any criminal case, any ruling of the court by
10 which manifest injustice has been done to the defendant shall be subject to
11 review by the Supreme Court or appellate court, notwithstanding no objection
12 may appear to have been made to such ruling by or on behalf of the defendant. In
13 every action at law tried by jury, or by the court without a jury, the verdict

14 of the jury or the finding of the court, as the case may be, and the judgment
 15 entered thereon, shall be presumed to have been rendered, made or entered
 16 against the objection of the party complaining thereof upon appeal or writ of
 17 error, unless the contrary shall affirmatively appear from an entry upon the
 18 record or from a report of the proceedings signed by the presiding judge; and
 19 in every action in equity every report made by a master in chancery, and every
 20 order or decree entered by the court, either upon a master's report, or upon a
 21 hearing without a master's report, shall be presumed to have been made or
 22 entered against the objection of the party complaining thereof upon appeal or
 23 writ of error unless the contrary shall affirmatively appear from an entry upon
 24 the record or from a report of the proceedings signed by the presiding judge;
 25 and in general, any order, judgment or decree entered in any action which ap-
 26 pears from the record to have been contrary to the right and justice of the case,
 27 shall be presumed to have been entered against the objection of the party
 28 complaining thereof upon appeal or writ of error unless the contrary shall
 29 affirmatively appear from the record.

Sec. 2. REPORT OF PROCEEDINGS.] Evidence heard and considered by the
 2 court in the entry of any order, judgment or decree, and all other proceedings
 3 of the court which are not otherwise preserved in the record, may be preserved
 4 in a report of the proceedings signed by the presiding judge, which report
 5 may be prepared and tendered to the judge by either party to the action at
 6 any time not more than sixty (60) days after the final determination of the ac-
 7 tion, or within such further time as may be allowed by the court, or by any
 8 judge thereof, upon application therefor made within such sixty days, or within
 9 the period of any extension of time thereafter granted. Such report
 10 may be settled in the manner heretofore customary with respect to
 11 the settlement of a bill of exceptions or a certificate of evidence.
 12 Any report purporting to set forth evidence heard or considered by the
 13 court shall be presumed to contain all the evidence so heard or considered un-
 14 less the contrary shall affirmatively appear from such report. The judge may,

15 in any case, shorten the time for preparing, tendering and settling such report
 16 when such course may appear to be necessary to secure a speedy disposition of
 17 an appeal. The judge may, also, for the purposes of an interlocutory appeal, upon
 18 the application of the party appealing, limit the report to a brief statement of
 19 the matters necessary to be considered by the appellate court or the Supreme
 20 Court, as the case may be, in determining the appeal, and in such case the report
 21 and the order appealed from may constitute the record for the purposes of the
 22 appeal; and the judge may also, by agreement of the parties, make a like report to
 23 be used for the purpose of reviewing a final order, judgment or decree. In case
 24 of the death, sickness or other disability of the judge whose duty it is to settle
 25 any report of proceedings, the same may be settled and signed by any other judge
 26 of the court. In case of the absence from the county of a judge to whom a report
 27 ought to be tendered, or when the same cannot conveniently be tendered to him,
 28 it may be tendered to the clerk of the court with the same effect as if it had
 29 been tendered to the judge, and the clerk shall notify the judge thereof as soon
 30 as may be practicable, and shall give notice to the attorneys of the other parties
 31 to the action by mail. The acceptance of such tender by the clerk shall be deemed
 32 conclusive evidence of the absence of the judge from the county or that such re-
 33 port could not conveniently be tendered to him.

Sec. 3. ORDERS, JUDGMENTS AND DECREES REVIEWABLE BY SUPREME AND AP-
 2 PELLATE COURTS.] All orders, judgments and decrees of county courts, probate
 3 courts, city courts, the municipal court of Chicago, circuit courts, the superior
 4 court of Cook County and the criminal court of Cook County, in all actions at
 5 law or in equity, and also in all special statutory proceedings where the right of
 6 appeal or writ of error is or may be given by statute, excepting in those cases in
 7 which appeals from county courts and probate courts may be allowed by law
 8 from time to time to be taken to circuit courts or to the superior court of
 9 Cook County, may be reviewed by the Supreme Court and the appellate courts
 10 in the manner and to the extent hereinafter provided. Appeals may be taken
 11 to, or writs of error may be sued out of, the Supreme Court to review the final

12 orders, judgments and decrees of county courts, probate courts, city courts, the
 13 municipal court of Chicago, circuit courts, the superior court of Cook County
 14 and the criminal court of Cook County, in the following of the actions at law
 15 or in equity, and special statutory proceedings aforesaid, other than those final
 16 orders, judgments and decrees of county courts and probate courts which may be
 17 made reviewable by law from time to time by appeals to circuit courts and the su-
 18 perior court of Cook County, to wit: (a) every action involving the validity of any
 19 statute of this State or of the United States, (b) every action involving the con-
 20 struction of the Constitution of this State or of the Constitution of the United
 21 States, (c) every criminal action in which the punishment may be
 22 death or confinement in the penitentiary, (d) every habeas corpus ac-
 23 tion or proceeding, (e) every action involving a franchise, (f) every
 24 action involving a freehold (g) every action relating to the
 25 revenue (h) every action in which the State is interested as
 26 a party or otherwise, (i) every proceeding for the collection of
 27 taxes or the levy or collection of special assessments or spe-
 28 cial taxes, (j) every action or proceeding for the exercise of
 29 the right of eminent domain, (k) every proceeding for the
 30 sale of real estate of a deceased person for the payment
 31 of debts, or for the sale of real estate of a minor or other person under
 32 disability, (l) every proceeding for the contesting of an election, and (m)
 33 every action in which the validity of a municipal ordinance is involved and in
 34 which the trial judge shall certify that in his opinion the public interest so re-
 35 quires; and the Supreme Court shall also have jurisdiction to review by appeal
 36 the interlocutory orders, judgments and decrees of county courts, probate courts,
 37 city courts, the municipal court of Chicago, circuit courts, the superior court of
 38 Cook County and the criminal court of Cook County, by appeals to be prosecuted,
 39 in the discretion of the Supreme Court, in the classes of cases specified in this
 40 section in which appeals to and writs of error from the Supreme Court are allowed
 41 to be prosecuted to review the final orders, judgments and decrees of said sev-

42 eral courts, together with such other appellate jurisdiction, if any, as may be con-
43 ferred by the laws in force at the time this Act shall take effect and not
44 inconsistent herewith. Each appellate court shall have jurisdiction to review by
45 appeals or writs of error the final orders, judgments and decrees of county
46 courts, probate courts, city courts, the municipal court of Chicago, circuit courts,
47 the superior court of Cook County and the criminal court of Cook County, ex-
48 cepting in those cases in which appeals or writs of error may by the provisions
49 of this Act, or of any Act hereafter passed, from time to time, be allowed as a
50 matter of right, to be taken to or sued out of the Supreme Court, and excepting
51 also in those cases in which appeals from county courts and probate courts may
52 be allowed by law, from time to time, to be taken to circuit courts or to the su-
53 perior court of Cook County, and shall also have jurisdiction to review by appeal
54 all interlocutory orders, judgments and decrees of said inferior courts entered
55 in those classes of cases in which appeals to and writs of error from the appel-
56 late courts are allowed by this section to be prosecuted to review the final orders,
57 judgments and decrees of said several courts. Any such appeal from any inter-
58 locutory or final order, judgment or decree may be taken to, or any such writ of
59 error prosecuted from, the appellate court of the district in which the court from
60 which the appeal or to which the writ of error is prosecuted is situated, or, by
61 agreement of the parties, the appellate court of any other district. An inter-
62 locutory order, judgment or decree in any action shall be reviewed by an appel-
63 late court by appeal only, such appeal to be allowable, not as a matter of right,
64 but only in the discretion of the appellate court, or of one of the judges thereof,
65 such discretion to be exercised in the manner hereinafter provided. In all other
66 cases of appeals and writs of error to review final orders, judgments and de-
67 crees of which the appellate courts are given jurisdiction by this Act, such ap-
68 peals and writs of error shall be allowed as a matter of right. The Supreme
69 Court shall have jurisdiction to review the final orders, judgments and decrees
70 of the appellate courts (a) by appeals and writs of error to be prosecuted as a
71 matter of right in all criminal cases, (b) by appeals to be prosecuted in the dis-
72 cretion of the appellate courts, or of any one or more of the judges thereof, in all

73 actions for the recovery of, or for other relief with respect to, money only, or
 74 other personal property only, or both money and personal property, when the
 75 sum or value in controversy does not exceed two thousand dollars (\$2,000), ex-
 76 clusive of costs, or in the discretion of the Supreme Court in any such action
 77 when there is a *bona fide* controversy respecting the jurisdiction of the appellate
 78 court therein, and (c) by appeals to be prosecuted in the discretion of the Su-
 79 preme Court in all other actions and proceedings.

Sec. 4. MANNER OF PERFECTING AN APPEAL WHEN PROSECUTION THEREOF IS
 2 MATTER OF RIGHT—NO DISMISSAL FOR DEFECT.] An appeal from an inferior court
 3 to the Supreme Court or Appellate Court, when the prosecution thereof is a mat-
 4 ter of right, may be obtained by filing with the clerk of the court in which the
 5 order, judgment or decree proposed to be appealed from has been entered, with-
 6 in twenty (20) days after the entry of such order, judgment or decree, of a mo-
 7 tion in writing for such appeal, and the filing thereafter with said clerk, within
 8 such time as the court may prescribe, which time shall be not less than ten (10)
 9 days after the filing of such motion in writing, of an appeal bond in such rea-
 10 sonable sum and with such conditions as the court may deem necessary to se-
 11 cure the adverse party, such bond to be approved by the judge, or, if the judge
 12 so direct, by the clerk of the court. Such appeal may be allowed by the endorse-
 13 ment of such allowance by the judge upon the motion for the appeal and such
 14 bond may be approved by the endorsement by the judge of such approval upon
 15 such bond, or such allowance of the appeal or approval of the bond may be made
 16 by an order or orders entered of record: *Provided, however,* that no appeal bond
 17 shall be required of the State, or of any county, city, village, town, school dis-
 18 trict or other municipal or quasi-municipal corporation, or of any corporation of
 19 any charitable, educational, penal or reformatory institution under the patron-
 20 age and control of the State, or of any public officer, when suing or defending in
 21 his official capacity for the benefit of the public. No appeal shall be dismissed
 22 for any defect in the motion for the appeal or the allowance thereof, or for any
 23 defect or insufficiency in the appeal bond, but the court to which the appeal is

24 taken shall have power to correct any such defect in such motion or in the allow-
 25 ance thereof, and may allow the party appealing to file a new and sufficient bond.

Sec. 5. DISCRETIONARY APPEALS FROM APPELLATE COURT TO SUPREME COURT
 2 FROM FINAL ORDERS, ETC.] An appeal to the Supreme Court from a final order,
 3 judgment or decree of an Appellate Court, when the allowance thereof is discre-
 4 tionary with the Supreme Court, may be prosecuted in the manner hereinafter
 5 prescribed. Within twenty (20) days after the entry of the order, judgment or
 6 decree proposed to be appealed from, the party proposing to appeal shall file
 7 with the clerk of the Appellate Court a notice of his intention to prosecute such
 8 appeal. Within thirty (30) days after the entry of the order, judgment or de-
 9 cree of the Appellate Court proposed to be appealed from, the party proposing
 10 to appeal shall cause to be filed with the clerk of the Supreme Court a motion for
 11 the allowance of such appeal and an authenticated record of the order, judg-
 12 ment or decree proposed to be appealed from: *Provided, however,* that the Su-
 13 preme Court may extend the time for the filing of such motion or for the filing
 14 of the authenticated record. The further proceedings for the disposition of the
 15 appeal shall be regulated by rules to be adopted by the Supreme Court: *Pro-*
 16 *vided, however,* that the question of the allowance or denial of any such appeal
 17 shall be determined upon the *ex parte* application of the party praying such ap-
 18 peal, who shall be allowed to present to the court a full and complete argument
 19 of the case upon its merits. The authenticated record of the order, judgment
 20 or decree proposed to be appealed from shall consist of the original authenti-
 21 cated record filed in the Appellate Court of the orders, judgments or decrees
 22 of the inferior court and a certified transcript of the proceedings of the Appel-
 23 late Court. Final orders, judgments and decrees of the Appellate Court, within
 24 the meaning of the provisions of this Act relating to appeals to and writs of
 25 error from the Supreme Court to review final orders, judgments and decrees of
 26 the Appellate Court, shall include (a) every order, judgment or decree affirm-
 27 ing an order, judgment or decree of the inferior court, (b) every order, judg-
 28 ment or decree reversing, in whole or in part, or modifying an order, judgment

29 or decree of the inferior court and entering a final order, judgment or decree in
 30 lieu thereof, (c) every order, judgment or decree reversing an order, judgment
 31 or decree of the inferior court and remanding an action to the inferior court for
 32 further proceedings, and (d) every other order, judgment or decree which has
 33 heretofore been regarded as final.

Sec. 6. APPEALS FROM INTERLOCUTORY ORDERS.] An appeal to an Appellate
 2 Court to review an interlocutory order, judgment or decree of an inferior court
 3 may be allowed by the Appellate Court, or by any judge thereof, in its or his dis-
 4 cretion, and it shall be the duty of the Appellate Courts and the judges thereof
 5 to allow appeals from interlocutory orders in all cases where there is reasonable
 6 ground to believe that such orders are erroneous and may work injustice to the
 7 parties complaining thereof, or that the review thereof by the Appellate Court
 8 may facilitate the final determination of the action according to right and jus-
 9 tice, or relieve the parties from an unnecessary waste of time and money. An
 10 application for an appeal from an interlocutory order, judgment or decree may
 11 be made to the appellate court, or to any judge thereof, at any time within
 12 twenty (20) days after the entry of the order, judgment or decree proposed to
 13 be appealed from. Such appeal may be allowed either with or without a stay
 14 of proceedings of the inferior court, and when allowed with such stay of proceed-
 15 ings, it shall be upon such terms as to security or otherwise as the court or judge
 16 may deem just and right, or as may be prescribed by the rules of the Appellate
 17 Court, and the court or judge allowing the appeal shall have power to make all
 18 such orders as may be necessary to secure to the party appealing the right to
 19 prosecute the same. In case of the allowance of an appeal as an appeal from an
 20 interlocutory order, judgment or decree, when in fact such order, judgment or
 21 decree shall be determined to be a final order, judgment or decree, the appeal
 22 shall not on that account be dismissed, but the same shall be treated as an appeal
 23 from a final order, judgment or decree upon compliance by the party appealing
 24 with such terms as the Appellate Court may deem just and right. An appeal to
 25 the Supreme Court to review an interlocutory order, judgment or decree of an

26 inferior court may be allowed in the discretion of the Supreme Court upon a
 27 motion in writing for such appeal filed with the clerk of the Supreme Court
 28 within twenty (20) days after the entry of the order, judgment or decree pro-
 29 posed to be appealed from, and such appeal shall be allowed or denied as the Su-
 30 preme Court shall deem just and right, and the Supreme Court shall have power
 31 to regulate by rule the procedure with respect to such appeals. The hearing
 32 and disposition of appeals from interlocutory orders shall take precedence over
 33 all other business of the Supreme Court and the Appellate Courts to such an ex-
 34 tent as may be found practicable.

Sec. 7. MANNER OF PERFECTING AN APPEAL FROM APPELLATE COURT TO SUPREME
 2 COURT WHEN PROSECUTION THEREOF IS A MATTER OF RIGHT—NO DISMISSAL FOR DE-
 3 FECT.] An appeal from the Appellate Court to the Supreme Court, when the
 4 prosecution thereof is a matter of right, may be obtained by filing with the clerk
 5 of the Appellate Court in which the order, judgment or decree proposed to be
 6 appealed from has been entered, within twenty (20) days after the entry of such
 7 order, judgment or decree, of a motion in writing for such appeal and the filing
 8 thereafter with said clerk, within such time as the court may prescribe, which
 9 time shall be not less than ten (10) days after the filing of such motion in writ-
 10 ing, of an appeal bond in such reasonable sum and with such conditions as the
 11 court may deem necessary to secure the adverse party, such bond to be approved
 12 by the court or by any judge thereof, or if any judge thereof so direct, by the
 13 clerk of the court: *Provided, however,* that no appeal bond shall be required of
 14 the State, or of any county, city, village, town, school district or other municipal
 15 or quasi-municipal corporation, or of any corporation of any charitable, educa-
 16 tional, penal or reformatory institution under the patronage and control of the
 17 State, or of any public officer, when suing or defending in his official capacity
 18 for the benefit of the public. Such appeal may be allowed by the endorsement of
 19 such allowance by any judge of the Appellate Court upon the motion for the ap-
 20 peal and such bond may be approved by the endorsement by the judge of such
 21 approval upon such bond, or such allowance of the appeal or approval of the bond

may be made by an order or orders entered of record. No appeal shall be dismissed for any defect in the motion for the appeal or the allowance thereof, or for any defect or insufficiency in the appeal bond, but the court to which the appeal is taken shall have power to correct any defect in such motion or in the allowance thereof and may allow the party appealing to file a new and sufficient bond.

Sec. 8. PROSECUTION OF WRIT OF ERROR—PRAECIPE—SUMMONS — PUBLICATION OF NOTICE.] The prosecution of a writ of error from the Appellate Court or Supreme Court shall be commenced by the filing in the Appellate Court or Supreme Court, as the case may be, of a praecipe for a writ of error specifying the names of the parties to the action the proceedings in which are sought to be reviewed, the court to which the writ of error is prosecuted, and the name, names or other specifications of the person or persons prosecuting the writ of error, and directing the clerk to issue a writ of error, and, if the parties, or any of them, are to be summoned or otherwise notified of the pendency of the writ of error, directing the clerk to issue a summons, or publish a notice, as the case may be, to all the parties to the action other than those suing out the writ of error, and specifying the day on or before which the other parties to the action are to be required to appear, which day shall be some Tuesday not less than twenty (20) nor more than forty (40) days from the filing of the praecipe, in case the parties are to be served with summons, or on some Tuesday not less than forty (40) nor more than sixty (60) days after the first publication of notice, in case the parties are to be notified by publication of notice. In case of the substitution of parties the names of the parties shall be given as they appear after such substitution and the praecipe shall state the names of the original parties to the action as they appeared before such substitution was made. A writ of error shall not be brought after the expiration of three years from the rendition of the order, judgment or decree complained of; but when a person thinking himself aggrieved by any order, judgment or decree that may be reviewed in the Supreme Court or appellate court shall be an infant, *non compos mentis* or under duress when the same was

25 entered, the time of such disability shall be excluded from the computation of
 26 said three years. The provisions of this Act are not intended to and are not to
 27 be construed to amend, repeal or alter any of the provisions of any existing stat-
 28 ute concerning the time within which or the terms upon which writs of error may
 29 be sued out to review orders, judgments and decrees in special statutory proceed-
 30 ings or to grant any right of review in such proceedings where such right is not
 31 expressly given by law.

Sec. 9. CLERK TO ISSUE WRIT OF ERROR—WHERE WRIT OF ERROR TO BE FILED—

2 WHEN SUMMONS NEED NOT BE SERVED.] Upon the filing of a praecipe for a writ
 3 of error the clerk shall issue and deliver the writ of error to the parties suing
 4 out the same. Every writ of error must be filed in the court whose final order,
 5 judgment or decree is sought to be reviewed within ten (10) days after the same
 6 has been sued out. When any such writ of error shall be sued out in any crimi-
 7 nal action and filed as aforesaid, the clerk of the court in which the same is filed
 8 shall notify the state's attorney of the county in which such court is held that
 9 the same has been so filed, and such state's attorney shall cause the appearance
 10 of the people to be entered in such action in the court from which such writ of
 11 error is sued out. When any writ of error in any other than a criminal action
 12 is filed in the inferior court within thirty (30) days after the entry of any order,
 13 judgment or decree sought to be reviewed thereby, all parties to the action in
 14 which such final order, judgment or decree has been rendered, or who are bound
 15 or in any manner affected by such final order, judgment or decree, shall be af-
 16 fected with notice of the prosecution of such writ of error, and shall be bound to
 17 enter their appearance in the court from which said writ of error has been is-
 18 sued within fifty (50) days after the entry of such order, judgment or decree, and
 19 in default of such appearance they shall be bound by the proceedings of the Ap-
 20 pellate Court or Supreme Court, as the case may be, upon such writ of error.
 21 The clerk of the court in which such writ of error is filed shall notify, by mail
 22 or otherwise, the attorneys of record of the parties to the action of the filing of

23 the same, but the failure of the clerk to give such notice shall in no manner affect
24 the prosecution of the writ of error.

Sec. 10. SERVICE OF SUMMONS—UPON WHOM, HOW AND BY WHOM MADE—PROOF
2 OF SERVICE OF SUMMONS—TIME FOR APPEARANCE—NEW SUMMONS.] Service of the
3 summons in case of a writ of error shall be made upon the person or persons
4 therein summoned in the same manner, as near as may be, as a summons issued
5 in an action at law commenced in a circuit court: *Provided, however,* that when
6 any party shall have appeared by attorney in the court to which the writ of er-
7 ror is directed, service of such summons may be made upon such attorney with
8 the same effect as if made upon such party. Such summons shall be served by
9 the sheriff or a deputy sheriff of the county in which the same is served, unless
10 the sheriff is disqualified to act, in which case it shall be served by the coroner or
11 a deputy coroner of such county. Proof of such service may be made by the re-
12 turn of the officer endorsed thereon. When the service of any summons is not
13 had ten (10) days or more prior to the day fixed therein for the appearance of
14 the party served, the time for the appearance of such party shall be extended ten
15 (10) days, and when the same is not served before the day fixed therein for the
16 appearance of the defendant a new summons may be issued and served.

Sec. 11. NOTICE BY PUBLICATION.] Whenever any party to any writ of er-
2 ror, or his agent or attorney, shall file in the office of the clerk of the appellate
3 court, or Supreme Court, as the case may be, an affidavit showing that any party
4 to the writ of error resides or has gone out of this State, or on due inquiry can-
5 not be found, or is concealed within this State so that process cannot be served
6 upon him, and stating the place of residence of such party, if known, and also
7 the place of residence of the attorneys who appeared for such party in the in-
8 ferior court, or that upon diligent inquiry their places of residence cannot be as-
9 certained, the clerk of the appellate court, or Supreme Court, as the case may
10 be, shall cause publication to be made in some newspaper published in the county
11 in which the action was originally instituted, or, if no newspaper shall be pub-
12 lished in such county, then in a newspaper published nearest to such county,

13 containing notice of the pendency of the writ of error, the court in which it is
 14 pending, the names of the parties thereto, and the place and the day on or before
 15 which such party is required to appear, which day shall be some Tuesday not less
 16 than forty (40) nor more than sixty (60) days after the date of the first publica-
 17 tion of notice as the party suing out such writ of error may require; and the
 18 clerk shall also within ten (10) days after the first publication of such notice send
 19 a copy thereof by mail addressed to such party and the attorneys whose places of
 20 residence are stated in such affidavit. The certificate of the clerk that he has
 21 sent such notice in pursuance of this section shall be evidence. Such notice shall
 22 be published for four consecutive weeks and the first insertion thereof shall be
 23 at least forty (40) days before the day on or before which the party is required
 24 to appear. A like publication shall be made in case there are parties to such writ
 25 of error whose names are unknown to the party suing out the same upon the
 26 filing by him with the clerk of the appellate court, or Supreme Court, as the case
 27 may be, of an affidavit setting forth that the names of such persons are unknown.

Sec. 12. STAY OF PROCEEDINGS UPON WRIT OF ERROR—HOW OBTAINED.] Upon
 2 the suing out of any writ of error in any other than a criminal action and the
 3 filing of the same in the court in which the final order, judgment or decree sought
 4 to be reversed has been entered, the court which has entered such final order,
 5 judgment or decree shall, upon the application of the party prosecuting such writ
 6 of error, enter an order staying proceedings thereunder until the further order
 7 of the court, or until the filing in such court of a certified copy of an order, judg-
 8 ment or decree, of the appellate court, or Supreme Court, affirming such order,
 9 judgment or decree, or dismissing such writ of error, upon the filing in such court
 10 which has entered such final order, judgment or decree, by the party suing out
 11 such writ of error, of a bond in such sum and with such security as may be ap-
 12 proved by the court, conditioned, as near as may be, as would be required in case
 13 of an appeal bond upon an appeal from such final order, judgment or decree.
 14 When the writ of error is prosecuted to review a judgment in a quasi criminal ac-
 15 tion brought by a municipal corporation for the violation of a municipal ordi-

16 nance, the party prosecuting the writ of error may, in lieu of tendering a bond as
 17 above provided for, enter into a recognizance in such sum and with such security
 18 as may be approved by such court, conditioned for his surrender to the proper
 19 officer in case the judgment sought to be reversed by the writ of error shall be af-
 20 firmed by the appellate court or Supreme Court. In any criminal action the Su-
 21 preme Court, or appellate court, or any judge thereof, may grant a stay of pro-
 22 ceedings during the pendency of the writ of error and may also release the de-
 23 fendant from custody until the final determination thereof upon such terms as the
 24 court may deem fit.

Sec. 13. SUBSTITUTION OF PARTIES.] When before or after the perfecting
 2 of any appeal or the suing out of any writ of error any party to the record
 3 shall have died, or when any person, being a party to such action in a repre-
 4 sentative capacity, or as an officer or trustee, shall have departed this life or
 5 been removed from his office or trusteeship, or for any other reason shall have
 6 ceased to be such representative, officer or trustee, and a successor shall have
 7 been appointed, the heir, devisee, legal representative or successor in office or
 8 trust of any such deceased party, or party who has been removed from his
 9 office or trusteeship, or for any other reason shall have ceased to be such rep-
 10 resentative, officer or trustee, may be substituted as a party for the purpose of
 11 the prosecution and final determination of an appeal or writ of error in such
 12 manner as the Supreme Court may by rule prescribe.

Sec. 14. AGREED CASE—JUDGE MAY CERTIFY QUESTIONS OF LAW.] The parties
 2 in any action or proceeding whatever in any circuit, county or probate court, or
 3 the superior court of Cook county, or in any city court, may make an agreed
 4 case containing the points of law at issue between them, and file the same in such
 5 court; and the said agreed case, with the decision thereon, may be certified to
 6 the Appellate Court or Supreme Court by the clerk of such court, if the same is
 7 reviewable by the Appellate or Supreme Court, without certifying any fuller
 8 record in the case; and upon such agreed case being so certified and filed in the
 9 Appellate Court or Supreme Court, the decision thereon of such circuit, county

10 or probate court, or the superior court of Cook county, or city court, may be re-
 11 viewed to the same extent and in the same manner as it might have been had a
 12 full record been certified to said Appellate or Supreme Court. Any judge of the
 13 circuit, county or probate court, or of the superior court of Cook county, or of
 14 any city court, may, if the parties litigant assent thereto, certify any question or
 15 questions of law arising in any action or proceeding whatever tried and finally
 16 determined before him to the Appellate or Supreme Court, if the action is re-
 17 viewable by the Appellate or Supreme Court, together with his decision thereon;
 18 or the parties to the action or proceeding may agree as to the question or points
 19 of law arising therein, and the same may be certified by the counsel or attorneys
 20 of the respective parties, who shall sign their names thereto, and upon such certi-
 21 ficate being made, the same shall be filed in the court rendering the de-
 22 cision, and a copy of such certificate, with the decision thereon, may be certified by
 23 the clerk of said court to the Appellate Court or Supreme Court, if reviewable by
 24 such court, and filed therein; and, upon the filing of the same, the same proceed-
 25 ings may be held in the Appellate or Supreme Court as if a full and complete rec-
 26 ord has been transcribed and certified to said court. The provisions of this sec-
 27 tion shall not apply to cases in which the title of real estate is in question, nor to
 28 cases where any question of fact appertaining to the constitutional enactment of a
 29 law of this State is involved.

Sec. 15. WHEN AUTHENTICATED RECORD TO BE FILED.] The authenticated
 2 record of a final order, judgment or decree appealed from, when such appeal is
 3 taken to an appellate court, or when the same is taken to the Supreme Court
 4 from a court inferior to the appellate court, shall be filed in the office of the clerk
 5 of the appellate court, or the Supreme Court, as the case may be, within forty
 6 (40) days after the entry of such final order, judgment or decree, unless the
 7 court appealed from, or one of the judges thereof, by an order applied for within
 8 said forty (40) days, shall grant further time for the filing of the same, or unless
 9 additional time for the filing of the same shall be allowed by the appellate court,
 10 or one of the judges thereof, or the Supreme Court, or one of the judges thereof,

11 as the case may be. The authenticated record of an order, judgment or decree
 12 sought to be reviewed by writ of error, when such writ of error is sued out of
 13 an appellate court, or when the same is sued out of the Supreme Court to a
 14 court inferior to the appellate court, shall be filed in the office of the clerk of
 15 the appellate court, or Supreme Court, as the case may be, within thirty (30)
 16 days after the suing out of such writ of error, unless additional time for the
 17 filing of such authenticated record shall be allowed by the appellate court, or one
 18 of the judges thereof, or the Supreme Court, or one of the judges thereof, as the
 19 case may be, or by the court, or one of the judges thereof, to which such writ of
 20 error is prosecuted. The authenticated record of an interlocutory order, judgment
 21 or decree appealed from shall be filed in the office of the clerk of the Supreme
 22 Court or appellate court within thirty (30) days after the entry of the order
 23 appealed from, unless additional time for the filing of such authenticated record
 24 shall be allowed by the Supreme Court, or one of the judges thereof, or the appel-
 25 late court, or one of the judges thereof, by an order applied for within said
 26 thirty (30) days. In case the authenticated record of an order, judgment or de-
 27 cree appealed from, or sought to be reviewed by writ of error, shall not be filed
 28 in the office of the clerk of the appellate court, or Supreme Court, as the case
 29 may be, within the time specified in this section, such appeal shall be deemed
 30 abandoned, or such writ of error shall be dismissed: *Provided, however, that,*
 31 when the failure to file such authenticated record within the time thus specified
 32 shall appear to have been the result of accident or mistake, the appellate court,
 33 or one of the judges thereof, or the Supreme Court, or one of the judges thereof,
 34 as the case may be, may, in its discretion, permit the filing of the same after the
 35 lapse of the time so specified. The appellate court, or the Supreme Court, as the
 36 case may be, may, in any case, shorten the time within which the authenticated
 37 record must be filed and hasten the hearing and final determination of an ap-
 38 peal or writ of error and may make all necessary orders therefor.

Sec. 16. HOW RECORD PREPARED AND AUTHENTICATED—EXCEPTION AS TO CRIMI-

2 NAL CASES.] The authenticated record of a court inferior to the appellate court

3 of an order, judgment or decree appealed from or sought to be reviewed by
 4 writ of error, shall consist of copies of all such papers on file in the action and
 5 of all such entries upon the record as may appear to be necessary
 6 to present to the appellate court, or Supreme Court, as the case may
 7 be, the questions sought to be raised upon such appeal or writ of
 7½ error as fully as the same were presented in the inferior court, and
 8 to enable the appellate court, or Supreme Court, as the case may be,
 9 properly to determine the same. The party prosecuting the appeal or *writ of*
 9½ *error* shall file with the clerk of the inferior court a praecipe specifying the
 10 papers and record entries which are to be inserted in the authenticated record
 10½ and a copy of such praecipe shall be embodied in the authenticated record as cer-
 11 tified. When, after the filing in the appellate court, or Supreme Court, as the case
 11½ may be, of such authenticated record, any party to the action shall be of the opin-
 12 ion that material papers or record entries have been omitted from such record, he
 13 may cause authenticated copies of such additional papers and record entries as
 14 he may deem material to be filed in the appellate court, or Supreme Court, as the
 15 case may be, and the same may be considered by the appellate court, or Su-
 16 preme Court, as the case may be, in the determination of such appeal or writ of
 17 error; or the appellate court, or Supreme Court, as the case may be, may of its
 18 own motion, or upon the motion of any party, in any case, require the filing in
 19 such court of authenticated copies of additional papers and record entries in
 20 the action by the party prosecuting the appeal or writ of error. If any such
 21 party shall insert in the authenticated record or cause to be filed in the appel-
 22 late court, or Supreme Court, as the case may be, copies of papers or record
 23 entries in the action which are not material to the determination of the appeal
 24 or writ of error, he shall recover no costs on account of such papers or record
 25 entries. If the party prosecuting the appeal or writ of error shall omit from
 26 the authenticated record any paper or record entry which is plainly material
 27 to the determination of such appeal or writ of error, the court may tax against
 28 him and in favor of the opposite party to the appeal or writ of error such sum
 29 as costs as the appellate court, or Supreme Court, as the case may be, may deem

30 just and right. A record or any portion thereof may be authenticated by the
31 certificate of the clerk of the court from which the appeal or to which the writ
32 of error is prosecuted, that the copies contained in such authenticated record or
33 otherwise filed in such appellate court, or Supreme Court, as the case may be,
34 are true and correct copies of the papers and record entries of which they pur-
35 port to be such copies, or, in case the original files, or any portion thereof, are
36 inserted in the authenticated record, such certificate shall so state. Any party
37 desiring such authenticated record may furnish to the clerk true copies of all or
38 any portion of the papers and record entries to be inserted therein, in which case
39 the charge of the clerk for comparing and certifying the same shall be three cents
40 for each one hundred words. It shall be unnecessary for any party to copy any
41 master's report, deposition, bill of exceptions, certificate of evidence or report
42 of proceedings, but such party shall have the right to file in the appellate court,
43 or Supreme Court, as the case may be, as a part of the authenticated record or
44 otherwise, the original or originals thereof, and after the determination of the
45 appeal or writ of error any original paper so filed in the appellate court, or Su-
46 preme Court, as the case may be, shall be returned by the clerk thereof to the
47 clerk of the inferior court in which it belongs. When original papers are in-
48 serted in any authenticated record, such authenticated record shall be transmit-
49 ted by the clerk of the inferior court to the clerk of the appellate court, or Su-
50 preme Court, as the case may be, upon the payment by the party appealing or
51 suing out the writ of error of the costs of the clerk of such inferior court and
52 the expense of transmitting such authenticated record to the clerk of the appel-
53 late court, or Supreme Court, as the case may be. The provisions of this section
54 shall not apply to criminal cases, but in every such case the authenticated record
55 shall be a full and complete transcript of the record of the proceedings of the
56 inferior court, excepting that the original bill of exceptions or report of the pro-
57 ceedings shall be inserted therein in lieu of a copy thereof, and such record shall
58 be duly certified by the clerk of the inferior court: *Provided, however,* that no
59 person prosecuting a writ of error in a criminal action shall be required to pay
60 any fees for any transcript to be used in prosecuting such writ unless the judg-

61 ment sought to be reversed thereby shall be affirmed by the Supreme Court, and
 62 in case the judgment is reversed, or in case the same is affirmed and the costs
 63 are not collected from the defendant, the fees for the transcript shall be paid to
 64 the clerk out of the county treasury to be accounted for by him as other costs
 65 collected.

Sec. 17. SEPARATE APPEALS BY DIFFERENT PARTIES.] When separate appeals are
 2 taken by different parties from the same order, judgment or decree, such appeals
 3 shall be docketed in the appellate court, or Supreme Court, as the case may be,
 4 as one case and shall be heard together, and the clerk's fees and the cost of
 5 printing the record, or an abstract or abridgment thereof, shall be apportioned
 6 between or among the parties appealing in such manner as the Appellate Court,
 7 or Supreme Court, as the case may be, may, by general rule or otherwise, pro-
 8 vide.

Sec. 18. WHEN APPEAL OR WRIT OF ERROR BY ONE PARTY SHALL STAND AS APPEAL OR
 2 WRIT OF ERROR BY ANOTHER PARTY.] When any party to an order, judgment or de-
 3 cree shall have perfected an appeal therefrom or shall have sued out a writ of
 4 error to review the same, any other party to the action, in lieu of the prosecu-
 5 tion of a separate appeal or writ of error, may file in the Appellate Court, or
 6 Supreme Court, as the case may be, a notice in writing that such party intends
 7 to complain of errors prejudicial to such party in the order, judgment or decree
 8 sought to be reviewed by such appeal or writ of error, or in any other order,
 9 judgment or decree entered in such action; and, in case of the filing of such no-
 10 tice, such appeal or writ of error shall not be dismissed excepting with the con-
 11 sent of the party filing such notice; but such notice shall not operate as a stay
 12 of proceedings in favor of the party filing the same, unless such party shall exe-
 13 cute and file in the inferior court or in the Appellate Court, or Supreme Court, as
 14 the case may be, a bond in such sum and with such security as may be required
 15 and approved by the court, conditioned, as near as may be, as an appeal bond.
 16 Upon the filing of such notice a copy thereof shall be served upon the party ap-

17 pealing or suing out the writ of error or upon his attorney of record, and, when
 18 practicable, upon every other party or group of parties, or their attorneys, en-
 19 tering a separate appearance in the action, and thereupon the party filing the
 20 same shall be at liberty to complain of and demand relief from errors in the pro-
 21 ceedings to the same extent as if he had prosecuted an appeal or sued out a writ
 22 of error in such action. The Supreme Court, or Appellate Court, as the case
 23 may be, may, in its discretion, in any such case, require the party giving such
 24 notice to contribute to the expense of procuring the authenticated record for the
 25 purpose of such appeal or writ of error.

Sec. 19. ALL ORDERS TO BE SUBJECT TO REVIEW AT INSTANCE OF EITHER PARTY.] In
 2 every case of an appeal, as well as in every case of a writ of error, the party
 3 prosecuting such appeal or writ of error, or any other party to the record, shall
 4 be entitled to obtain a review of every order, judgment or decree contained in
 5 the record.

Sec. 20. WHEN ACTION TO BE REMANDED IN CASE OF TRIAL BY JURY.] When-
 2 ever in an action tried by jury, the Appellate Court, or the Supreme Court, shall
 3 reverse the judgment of the inferior court, entered upon a verdict in favor of the
 4 plaintiff, on the ground that the verdict of the jury was contrary to the evidence,
 5 or to the law and the evidence, the action shall be remanded to the inferior court
 6 for a new trial by jury, unless the evidence introduced upon the trial was such
 7 that it did not tend to establish each of the ultimate facts essential to support the
 8 verdict and the Appellate Court, or the Supreme Court, as the case may be, is
 9 satisfied that upon a retrial of the action the plaintiff will not be able to intro-
 10 duce evidence tending to prove each of such ultimate essential facts. In no case
 11 shall any Appellate Court, or the Supreme Court, upon the review of an action
 12 at law tried by jury, be permitted to enter a final and conclusive finding of fact
 13 or facts contrary to such verdict.

Sec. 21. ASSIGNMENTS OF ERROR ABOLISHED.] Assignments of error are here-
 2 by abolished, and in lieu thereof any party to an appeal or writ of error shall have

3 the right in his printed brief to bring to the attention of the Appellate Court or
 4 Supreme Court, as the case may be, all errors in the proceedings of the inferior
 5 court appearing in the record, and it shall be the duty of the Appellate Court, or
 6 Supreme Court, as the case may be, to consider all such alleged errors and to
 7 render such decision with respect thereto as may appear to be just and right.

Sec. 22. PLEAS OF RELEASE OF ERRORS, ETC., UNNECESSARY.] The pleas of re-
 2 lease of errors and statute of limitations in cases of appeals and writs of error
 3 are hereby abolished. Whenever, since the entry of any order, judgment or de-
 4 cree by an inferior court, a length of time has elapsed which is, or matters have
 5 occurred which are, sufficient to bar the prosecution of an appeal or writ of error
 6 to reverse such order, judgment or decree, or any portion thereof, such lapse of
 7 time or matters may be presented to the appellate court, or Supreme Court, as the
 8 case may be, by petition or otherwise, and the Appellate Court, or Supreme
 9 Court, as the case may be, may take such action with respect thereto as may
 10 appear to be just and right, but the bringing of such lapse of time or matters to
 11 the attention of the Appellate Court, or Supreme Court, as the case may be, shall
 12 in no case affect the right of the party so bringing them to the attention of the
 13 court to insist that the order, judgment or decree is not erroneous.

Sec. 23. DECISIONS TO BE ACCORDING TO RIGHT AND JUSTICE—POWERS.] The Su-
 2 preme Court and each Appellate Court shall determine all cases brought before
 3 them according to the very right and justice thereof and to that end shall have
 4 the following powers:

5 *First*—DISREGARD OF IMMATERIAL ERRORS.] To disregard all such errors in the
 6 proceedings of an inferior court as may be so disregarded without depriving the
 7 party complaining of such error of some substantial right.

8 *Second*—ORDER TO INFERIOR COURT.] To make any order for such action of
 9 the inferior court, or of any judge thereof, as may be necessary to bring before
 10 the Appellate Court, or Supreme Court, as the case may be, the proceedings of
 11 such inferior court as they actually occurred, or may enable the Appellate Court,

12 or Supreme Court, as the case may be, to reach a just determination of the ap-
 13 peal or writ of error.

14 *Third*—EXECUTION OF JUDGMENTS, ETC.] To issue such process and to make
 15 and enforce such orders as may be necessary to carry into complete execution
 16 all of its orders, judgments and decrees.

17 *Fourth*—OTHER POWERS.] All such other powers as may appear to be neces-
 18 sary to secure the decision of every appeal or writ of error according to the very
 19 right and justice of the case and as may not be inconsistent with the provisions
 20 of this Act.

21 The exercise of the powers specified in this section shall be regulated by rules
 22 to be adopted by the Supreme Court.

Sec. 24. OPINIONS.] Upon the final determination of any action or proceed-
 2 ing in the Supreme Court, or the Appellate Court, as the case may be, the court
 3 shall file an opinion in writing stating the grounds of such final determination:
 4 *Provided, however,* that no opinion of the Appellate Court shall be of binding
 5 authority in any other action or proceeding than that in which it may be filed.

Sec. 25. APPEAL OR WRIT OF ERROR TO WRONG COURT—PROCEDURE.] No appeal
 2 from any order, judgment or decree, or any writ of error, shall be dismissed be-
 3 cause such appeal appears to have been taken to, or such writ of error prose-
 4 cuted from, the wrong court, but in any such case it shall be the duty of the
 5 court to which the appeal has been taken or from which the writ of error has been
 6 sued out to enter an order transferring the appeal or writ of error to the proper
 7 court. When such order is entered the clerk of such court shall forthwith trans-
 8 mit a certified copy thereof, together with the authenticated record of the court
 9 below to the clerk of the court to which the appeal or writ of error is ordered
 10 transferred, and such court shall thereupon proceed to hear and determine such
 11 appeal or writ of error as if such appeal had been prosecuted to, or such writ of
 12 error prosecuted from said court, in the first instance, and all bonds executed,
 13 deposits made or orders entered in respect to any such appeal or writ of error

14 prior to such transfer shall be as valid, binding and effectual as if such appeal
 15 had been taken to or such writ of error prosecuted from the right court.

26. PROCEDURE WHEN APPELLATE COURT IMPROPERLY DISMISSES APPEAL OR WRIT
 2 OF ERROR OR ORDERS TRANSFER TO SUPREME COURT.] Whenever any appeal prose-
 3 cuted to or writ of error prosecuted from any Appellate Court shall be trans-
 4 ferred to the Supreme Court in conformity with the provisions of the preceding
 5 section, or an appeal shall be prosecuted to, or writ of error from, the Supreme
 6 Court to review an order of an Appellate Court dismissing an appeal or writ of
 7 error, and it shall appear to the Supreme Court, upon consideration of such ap-
 8 peal or writ of error, that such order transferring the same to the Supreme
 9 Court, or such order dismissing the appeal or writ of error was erroneous, the
 10 Supreme Court shall not on that account order such appeal or writ of error to
 11 be re-transferred, or the action remanded, to the Appellate Court, but shall, not-
 12 withstanding the error of the Appellate Court in so transferring the same, or in
 13 so dismissing the appeal or writ of error, proceed to determine such appeal or
 14 writ of error upon its merits in the same manner and with the same effect as if
 15 such appeal had been rightfully taken to, or such writ of error rightfully prose-
 16 cuted from, the Supreme Court in the first instance.

Sec. 27. PROCEDURE WHEN APPELLATE COURT IMPROPERLY ASSUMES JURISDIC-
 2 TION.] Whenever any appeal is improperly taken to, or a writ of error is im-
 3 properly prosecuted from, an Appellate Court, and such Appellate Court er-
 4 roneously assumes jurisdiction and determines the same upon the merits, then,
 5 in case of an appeal to or writ of error from the Supreme Court to review
 6 such determination of the Appellate Court, the Supreme Court shall decide the
 7 action upon its merits as if such appeal had been taken to or such writ of error
 8 prosecuted from the Supreme Court in the first instance, and all bonds executed,
 9 deposits made or orders entered in respect to any such appeal or writ of error
 10 prior to the filing of the authenticated record shall be as valid, binding and ef-
 11 fectual as if such appeal had been taken to or such writ of error prosecuted from
 12 the Supreme Court in the first instance.

Sec. 28. PRACTICE AS TO MATTERS NOT PROVIDED FOR—RULES BY SUPREME COURT.]

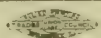
2 The practice in cases of appeals to and writs of error from the Supreme Court
3 and the Appellate Courts, so far as the same is not provided for by this Act, shall
4 be regulated by rules to be prescribed by the Supreme Court.

Sec. 29. WHEN PROVISIONS APPLICABLE TO PENDING ACTIONS.] The provisions

2 of this Act shall be applicable to actions pending at the time it shall take effect
3 only insofar as they may be given effect in subsequent proceedings therein with-
4 out in any manner affecting the force and effect of, or necessitating any change
5 in, papers filed, proceedings had, or orders entered therein, or in any manner
6 affecting any rights accrued prior thereto.

Sec. 30. REPEAL.] All Acts and parts of Acts inconsistent herewith are

2 hereby repealed insofar as the same are in conflict with this Act.



- 1 Introduced by Mr. Kilens, March 27, 1917.
- 2 Read by title, ordered printed and referred to Committee on Agriculture.

A BILL

For an Act to amend section four (4) of an Act entitled "An Act to regulate the manufacture and sale of substitutes for butter," approved June 14, 1897, in force July 1, 1897.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section four (4) of an Act entitled,
3 "An Act to regulate the manufacture and sale of substitutes for butter,"
4 approved June 14, 1897, in force July 1, 1897, be and it is hereby amended to
5 read as follows:

6 Sec. 4. It shall be unlawful to sell or offer for sale, any imitation butter
7 without informing the purchaser thereof, or the person or persons to whom the
8 same is offered for sale, that the substance sold or offered for sale is imitation
9 butter.

10 It shall be unlawful for any innkeeper, boarding house keeper, restaurant
11 or cafe keeper or any other person or persons engaged in the business of serv-
12 ing and selling meals in any dining room, boarding house, restaurant, cafe, hotel,
13 or any other place, where meals are served and sold, to sell, offer for sale, serve

14 or give away, any imitation butter, unless said innkeeper, boarding house keeper,
15 restaurant, or cafe keeper or other person or persons engaged in the business
16 of serving and selling meals, shall first post a sign in the room on the premises
17 wherein said meals are served and sold, notifying all persons who purchase
18 meals and are served meals therein, that imitation butter, "oleomargarine,"
19 "butterine," or substitute for butter is served with the meals served and sold in
20 said dining room, boarding house, restaurant, cafe, hotel or other place where
21 meals are served and sold. That said sign required to be posted by this section
22 shall be printed in the English language and the letters on said sign shall be
23 plainly printed in Roman type, each of which shall not be less than three inches
24 in length. Said sign shall be posted in a conspicuous place where it can be
25 plainly read, in the room on the premises wherein meals are served and sold by
26 said innkeepers, boarding house keepers, restaurant, or cafe keepers, or other
27 person or persons engaged in the business of serving and selling meals.



- 1 Introduced by Mr. Young, March 27, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act for the sale to the Iroquois Iron Company of the interest of the State of Illinois in certain lands.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the right, title and interest of the
3 State of Illinois in and to the land now and heretofore submerged beneath the
4 waters of Lake Michigan, and described as follows, shall be granted, quit-claimed
5 and conveyed to the Iroquois Iron Company, in fee, that is to say: Commencing at
6 the most easterly corner of lot seventy-eight (78) in the subdivision of lots one
7 (1), two (2), three (3), twenty-four (24), twenty-five (25), and twenty-six (26),
8 in block one (1) of Taylor's second addition to South Chicago, being a subdi-
9 vision of southwest fractional quarter of section five (5) south of the Indian
10 boundary line in Township thirty-seven (37) north, Range fifteen (15) east of the
11 3d P. M., in Cook county, Illinois; running thence easterly parallel to the north
12 line of said Taylor's second addition to the shore of Lake Michigan for a point
13 of beginning; thence continuing easterly along the same line to a point which is
14 four hundred thirty-two and five-tenths (432.5) feet from the most easterly corner
15 of said lot seventy-eight (78); running thence northeasterly to the southwesterly

corner of the lands described in "An Act for the sale to American Smelting & Refining Company of the interest of the State of Illinois in certain lands," approved June 15, 1909; running thence northeasterly along the southeasterly boundary of the lands last referred to to an intersection with the United States harbor line; running thence south twenty-three (23) degrees (5) minutes and thirty (30) seconds east along said United States harbor line to an intersection with the boundary line between the states of Indiana and Illinois extended; running thence south along the boundary line between the states of Indiana and Illinois extended to the north line of 95th street in the city of Chicago extended; running thence west along the north line of said 95th street extended to the shore of Lake Michigan; running thence northerly along the shore of Lake Michigan to the place of beginning, containing fifty-five and eighty-nine one hundredths (55.89) acres: *Subject, however,* to all rights and interests of the government of the United States and upon the following conditions:

First. That the said Iroquois Iron Company shall pay into the treasury of the State of Illinois, within sixty (60) days from the passage of this Act, the sum of five thousand five hundred eighty-nine dollars (\$5,589.00).

Second. That not less than five (5) acres of land aforesaid shall be conveyed at any one time, and that any such part of such lands shall not be so conveyed until the same, not less than five (5) acres in area, shall have been filled in and reclaimed and raised above the surface of Lake Michigan.

Third. That any part of such land which shall not have been filled in and reclaimed and raised above the surface of Lake Michigan within fifteen (15) years from the date that this Act shall go into effect, shall revert to the State, and the said Iroquois Iron Company shall have no further right by virtue hereof to fill in and reclaim such part.

Fourth. That said Iroquois Iron Company shall have free and unobstructed access from such of said lands as may be filled in and reclaimed as aforesaid to Lake Michigan, but shall not have any other riparian rights appurtenant thereto.

Sec. 2. Upon payment being made as above provided, and upon the filing in
2 the office of the Secretary of State, from time to time, of good and sufficient evi-
3 dence that any part of such lands, not less than five (5) acres in area, has been
4 filled in and reclaimed as aforesaid, then a patent shall be issued under the great
5 seal of State, by the Governor and Secretary of State conveying such part of said
6 lands, but not less than five (5) acres at any one time, to the said Iroquois Iron
7 Company in accordance with the provisions of this Act.



- 1 Introduced by Mr. Lyle, March 27, 1917.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

A BILL

For an Act to provide for the formation, administration, and disbursement of pension funds for employees, by certain boards of park commissioners.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That whenever any persons have been,
3 or may be appointed or otherwise selected, as commissioners or officers, and
4 constituted a board of park commissioners for any three towns under and in
5 pursuance of any Act or Acts of the General Assembly of this State, which has,
6 or have been, or may be submitted to the legal voters of such three towns, and
7 by them adopted for the purpose of locating, establishing, enclosing, improving
8 or maintaining any public park, boulevard, driveway, highway or other public
9 work or improvement, and such board of park commissioners, shall have estab-
10 lished a force of employees there shall be created, maintained and disbursed,
11 in the manner prescribed in this Act, a pension fund for such employees,
12 exclusive, however, of members of the police force, or department of police,
13 under the control of such board of park commissioners.

Sec. 2. A board composed of five members, all of whom shall be residents of such three towns, and chosen as hereinafter provided, shall be and constitute a board of trustees to provide for the handling and disbursement of such pension fund, and designate the beneficiaries thereof, as herein directed, and shall be known as the board of trustees of the employees' pension fund of the board of park commissioners of such three towns.

Three of such trustees shall be elected by such board of park commissioners, and of the three trustees so elected, at least two trustees shall at all times be members of such board of park commissioners, and upon ceasing to be members of such board of park commissioners shall be no longer eligible to act as trustees of such pension fund; in such case the park commissioners shall elect one of its members to fill the vacancy for the unexpired term resulting from the ineligibility of any such trustee. The third trustee to be elected by such board of park commissioners may be, but shall not be required to be a member of such board of park commissioners.

Of the three trustees so elected by such board of park commissioners one trustee shall be elected to serve for a term of one year, or until his successor is elected and qualified; one trustee for a term of two years, or until his successor is elected and qualified, and one trustee for a term of three years, or until his successor is elected and qualified, and annually thereafter one trustee shall be elected by such board of park commissioners for a term of three years, or until his successor is elected and qualified.

The remaining two trustees shall be elected, one by the employees of such board of park commissioners, who contribute to such pension fund, and one by the body of pensioners under this Act: *Provided*, that if at any time there shall not be any pensioners under this Act, the trustee who would otherwise be elected by such pensioners, shall be elected by the employees who contribute to such pension fund.

The trustee or trustees, to be elected by the employees, shall be elected by ballot at an annual election, at which all employees who contribute to such

31 pension fund shall be eligible to vote. The trustee to be elected by the body of
32 pensioners, under this Act, shall be elected by ballot at an annual election at
33 which all retired employees, who are pensioners under this Act, and the widows
34 of all deceased pensioners, or employees, who are pensioners under this Act,
35 shall be entitled to vote.

36 If there shall be no widow surviving, then the guardian of any children of
37 such deceased pensioner, where such children are also pensioners, may cast the
38 vote to which such pensioner would have been entitled, had he been living.

39 The trustees to be elected by such employees and pensioners, respectively,
40 shall be elected for a term of one year, or until such time as their successors
41 are elected and qualified, respectively.

42 The elections of the trustees of such pension fund, to be elected by such
43 board of park commissioners, shall be held at a regular or special meeting of
44 such board of park commissioners, held during the month of July or August.

45 The elections of the trustees of such pension fund, to be elected by the
46 employees or pensioners, shall be held annually on the first Tuesday of August,
47 at such place or places, in such three towns and under such regulations as shall
48 be prescribed by the three members of such board of trustees elected by such
49 board of park commissioners: *Provided, however,* that no person entitled to
50 vote, under the provisions of this Act, shall cast more than one vote at any such
51 election.

52 The term of every trustee of such pension fund shall begin on the second
53 Tuesday in September of the year in which such trustee shall be chosen.

54 In the event of the death, resignation or inability to act of any member of
55 such board of trustees of such pension fund, a successor of such member shall
56 be elected for the unexpired term in the same manner as the trustee whom he
57 succeeds was chosen.

58 Special meetings of such board of park commissioners, or of such employees
59 or pensioners, may be held for the election of trustees of such pension fund,
60 provided, that not less than ten days' notice of any special meeting of such

61 employees or pensioners, for such purpose shall be given, by posting the same
62 conspicuously, in the various parks and places of employment under the control
63 of such board of park commissioners.

Sec. 3. Whenever any person shall have been, for twenty consecutive years
2 or more, in the permanent employ of such board of park commissioners, and
3 shall have reached the age of sixty or more years, and during the whole or such
4 portion, if any, of such twenty consecutive years of permanent employment, as
5 shall have elapsed after this Act takes effect, shall have contributed to such
6 pension fund, he may make application to the board of trustees of such pension
7 fund for retirement, and such application shall thereupon be granted. Any
8 person who shall have been for twenty consecutive years or more in the perma-
9 nent employ of such board of park commissioners, and shall be of the age of
10 sixty years or more when this Act takes effect, and the heirs of any such person
11 shall be entitled to pensions, in accordance with the provisions of this Act, not-
12 withstanding that no contribution shall have been made by such person to the
13 pension fund herein provided.

14 Any employee who shall be retired in accordance with the provisions of the
15 foregoing paragraph, shall be paid a yearly pension equal to one-half the amount
16 of his average rate of yearly salary during the five years next preceding his
17 retirement: *Provided, however,* that the maximum pension shall not exceed the
18 sum of twelve hundred dollars (\$1,200.00) per annum.

19 After the death of any such employee, who shall have been retired and
20 become entitled to a pension, as above provided, the widow of such pensioner,
21 in case the marriage of such employee shall have taken place more than one
22 year prior to the time a pension was granted to him hereunder, shall receive a
23 pension equal to one-half the pension of her deceased husband, but, in the event
24 any such widow shall remarry, such pension shall cease.

25 At her death (if she has not remarried) leaving a child or children surviv-
26 ing, a pension shall be paid of ten dollars a month for each surviving child
27 under eighteen years of age: *Provided,* that the total pension thus paid shall

28 not exceed one-half of the pension to which the parent would have been entitled
29 if he had lived: *And provided further*, that each child's interest in such fund
30 shall lapse and revert to such pension fund when he or she reaches the age of
31 eighteen years, or dies, or marries prior thereto.

32 If any employee, pensioned hereunder, should die leaving a child or children,
33 but no husband or wife surviving, a pension shall be paid of ten dollars per
34 month for each surviving children under eighteen years of age: *Provided*, that
35 the total pension thus paid shall not exceed one-half of the pension to which the
36 parent would have been entitled if he had lived: *And, provided further*, that
37 each child's interest in such pension fund shall lapse and revert to such pension
38 fund when he or she reaches the age of eighteen years, or dies, or marries prior
39 thereto.

40 If any employee who shall be entitled to be retired and pensioned under this
41 Act, shall die in the employment of such board of park commissioners without
42 being retired and pensioned, any widow and child or children him surviving
43 shall be paid the same pension to which they would have been entitled if such
44 employee had been retired and pensioned prior to his death.

Sec. 4. Whenever any person who shall be in the permanent employment of
2 such board of park commissioners, shall become physically disabled in conse-
3 quence of the performances of his duty, the board of trustees of such pension
4 fund, upon the written request of such person, or without such request, upon
5 the recommendation of the general superintendent of such board of park com-
6 missioners, may retire such person, and, in that event, he shall be entitled to a
7 yearly pension equal to one-half of the amount of his yearly salary at the time
8 that he was disabled: *Provided*, that in no event shall such pension exceed the
9 sum of twelve hundred dollars (\$1,200.00) per annum.

10 Upon the death of any such person, so retired and pensioned, while he is still
11 disabled, his widow and children shall be entitled to receive pensions, as above
12 provided, in the case of employees retired and pensioned on account of reach-
13 ing the age of sixty years or more.

14 But whenever the disability of any person, retired and pensioned on account
15 of disability, shall cease, such person shall thereupon be reinstated in the posi-
16 tion held by him at the time of his retirement, or some other similar position, or
17 shall be reinstated as soon as there is a vacancy in such position, or other sim-
18 ilar position, and whenever such person is reinstated or is given the opportunity
19 to resume his former position, or such similar position, his pension shall there-
20 upon cease.

21 No employee shall be retired, as provided in this section, on account of dis-
22 ability, or receive any pension on account thereof, unless there shall be filed
23 with the board of trustees of such pension fund certificates of the character and
24 cause of his disability, subscribed and sworn to by such person, by his superior
25 officer and by two practicing physicians, and such board may require other evi-
26 dence of disability before ordering such retirement and payment, as aforesaid.

27 An employee retired for disability, under this Act, shall be summoned by
28 the board of trustees of the pension fund, at least twice a year, and as much
29 oftener as may be directed by said trustees, for examination by one or more
30 practicing physicians selected by such board of trustees, and such physician or
31 physicians shall report to such board of trustees the physical condition of such
32 employee, and if such disability shall cease, such employee shall be subject to
33 reinstatement, and the discontinuance of his pension, as above provided.

34 Disability within the meaning of this Act shall be construed to include
35 insanity, and any impairment of the physical or mental faculties suffered in con-
36 sequence of the performance of his duty, which renders an employee incapable of
37 performing the duties of his employment.

Sec. 5. Whenever any person who shall be in the permanent employ of such
2 board of park commissioners, shall lose his life, or shall receive injuries from
3 which he shall thereafter die, in consequence of the performance of his duty,
4 leaving him surviving a widow, or child or children under the age of eighteen
5 years, then upon satisfactory proof to such board of trustees of such pension
6 fund, the widow, and child or children, of such deceased employee shall be

7 entitled to recover the pensions above provided in section 3 of this Act for the
8 widow and children of pensioners retired and pensioned after reaching the age
9 of sixty years or more.

Sec. 6. If any employee of such board of park commissioners shall leave
2 the employ of such board, prior to becoming entitled to a pension under the
3 provisions of this Act, all payments which shall have been made by him into the
4 pension fund as provided in this Act, less any amount by which he may be in
5 default to such board of park commissioners, shall be repaid to him with inter-
6 est computed half yearly at the rate of three per cent per annum.

7 If any employee of such board of park commissioners, who is not a pen-
8 sioner, shall die under such circumstances, that his surviving widow, or child
9 or children, are not entitled to be pensioned under the provisions of this Act, all
10 payments made by him into such pension fund, less any amounts by which he
11 may be in default to such board of park commissioners, shall be repaid to his
12 heirs at law, with interest computed half yearly at the rate of three per cent per
13 annum.

Sec. 7. Whenever any person, who shall otherwise be entitled to a pension
2 under this Act, shall be convicted of any crime or misdemeanor, or shall be or
3 become an habitual drunkard, or immoral, or shall remove his residence from
4 the United States, or shall fail to perform any duty imposed herein, then such
5 board of trustees of such pension fund, shall order that any pension granted to
6 such person shall immediately terminate, and such person shall receive no fur-
7 ther pension or benefit under this Act, and any payments theretofore made by
8 such person, or by the husband or parent of such person, into such pension fund
9 shall as to such person be forfeited.

10 If any person, otherwise entitled to a pension under this Act, shall receive
11 any compensation or allowance from any such board of park commissioners,
12 under or in pursuance of the law, known as the "Workman's Compensation
13 Act," or other similar Act, or shall receive any pension out of any other pension

14 fund, then the pension fund provided by this Act, except a pension received
15 from the United States of America on account of service in the army or navy,
16 any pension herein provided for such person shall be reduced by the amount
17 received on account of such other compensation or pension, or both, if the same
18 are payable in installments. If payable otherwise, no pension shall be granted,
19 under the provisions of this Act, until such time as the pension previously
20 payable under the provisions of this Act (except for such other compensation or
21 pension) would have equalled the amount of such other compensation or pen-
22 sion, or both.

23 No adopted child shall be entitled to any pension or benefits under this Act,
24 unless such child shall have been lawfully adopted at least two years prior to the
25 time when the parent of such child by virtue of such adoption, or his heirs,
26 became entitled to a pension under the provisions of this Act.

Sec. 8. The board of trustees of such pension fund shall hold meetings on
2 the second Tuesday of September, 1917, and thereafter on the third Tuesday
3 of October, January, April and July of each year, and special meetings upon the
4 call of the president of such board, or the written request of any two members.

5 On the first Tuesday of September in 1917, and thereafter on the third
6 Tuesday of October of each year, said board of trustees shall elect one of its
7 members as president, and shall elect another of its members as the secretary,
8 and shall elect another of its members treasurer of such board, or may com-
9 bine the offices of secretary and treasurer in one trustee. Each of said officers
10 shall serve for one year, or until his successor is elected and qualified.

11 Said board of trustees of the pension fund shall issue certificates signed
12 by its president and secretary and treasurer to the pensioners entitled thereto,
13 of the amounts of money ordered paid to such pensioners from the pension
14 fund by said board, which certificates shall state for what purpose said pay-
15 ments are made, respectively.

16 Said board shall keep a record of all its proceedings, which shall be a public
17 record. It shall pay quarterly such pensions as may be due and payable, and

18 shall submit quarterly, to the board of park commissioners of such three towns,
19 a report of its receipts and disbursements.

20 Suitable rooms and facilities for meetings and offices of such board of
21 trustees of such pension fund shall be provided, and all necessary clerical help
22 for the care and disbursement of such pension fund and the transaction of the
23 business of such board of trustees shall be furnished by such board of park
24 commissioners without expense to such pension fund.

25 The attorney for such board of park commissioners shall act as the legal
26 adviser of such board of trustees of such pension fund.

27 All clerks supplied by such board of park commissioners, for the assist-
28 ance of such board of trustees of such pension fund, shall, in all matters con-
29 cerning such pension fund, be subject to the direction of such board of
30 trustees, and responsible to such board.

Sec. 9. The pension fund for the payment of pensions under this Act shall
2 consist of payments into said fund by the employees of such board of park com-
3 missioners eligible for pensions, and by such board of park commissioners as
4 provided in this section.

5 Every employee in the permanent employment of such board of park com-
6 missioners, who has reached the age of twenty-one years shall contribute to said
7 pension fund three per cent of his salary, and after the date on which this Act
8 takes effect, an amount equal to such per cent shall be deducted by such board
9 of park commissioners at each pay day from the money then due to each such
10 employee on account of salary or wages, and all moneys so deducted, on account
11 of salary or wages, shall from time to time, and in any event, within ten days
12 after demand, be paid by the treasurer of such board of park commissioners to
13 the treasurer of the board of trustees of said pension fund.

14 The remainder of the fund required for the payment of pensions under this
15 Act shall be supplied by the board of park commissioners in the following
16 manner:

17 It shall be the duty of the Superintendent of Insurance of the State of Illi-
18 nois to determine the amount of money to be provided annually for the purpose
19 of paying pensions, and establishing and maintaining a proper reserve fund for
20 the payment of pensions under this Act, estimating separately such sums for the
21 payment of pensions and for the establishment and maintenance of such reserve
22 fund.

23 Such Superintendent of Insurance shall report his findings to the board of
24 trustees of such pension fund on or before the 2d day of July of each year, begin-
25 ning with the year 1918.

26 Said board of trustees of such pension fund shall certify to the board of
27 park commissioners on or before the 10th day of July, annually, beginning in
28 July, 1918:

29 First: The assets in their custody at such time;

30 Second: The estimated receipts during the next succeeding year (that is,
31 from July 1st to June 30th) from deductions from the salaries of employees, as
32 above provided;

33 Third: The estimated amount required during such succeeding year for

34 (a) paying pensions under this Act, and

35 (b) establishing and maintaining a proper reserve fund for the payment of
36 pensions hereafter under this Act.

37 Such board of park commissioners shall annually, beginning with the year
38 1917, levy a tax (in addition to the taxes now authorized by law) upon all taxable
39 property embraced in the district within its jurisdiction for park purposes, at
40 such rate on the dollar of all such taxable property, as, when added to the deduc-
41 tions from the salaries and wages of employees above specified, will amount to a
42 sufficient sum for the payment of pensions as above provided, and may, in their
43 discretion, include in such tax, a further amount for the establishment and main-
44 tenance of a reserve fund as above described.

45 Said taxes shall be levied and collected with and in like manner as the gen-
46 eral taxes of such board of park commissioners, and the fund arising therefrom

47 shall be known as the "Park Employees' Pension Fund," and shall be used
48 solely for the purpose of compliance with the provisions of this Act.

49 Said taxes shall not be included in the aggregate of taxes to be reduced
50 under the provisions of an Act entitled, "An Act concerning the levy and ex-
51 tending of taxes," approved May 9, 1901, in force July 1, 1901, and Acts amendatory thereof.

53 The amount of such annual tax to be levied by such board of park commis-
54 sioners shall not exceed one-tenth of a mill on the dollar, upon all taxable prop-
55 erty embraced within the district under the jurisdiction of such board of park
56 commissioners.

57 The county clerk of the county where any such park district shall be located,
58 or such officer or officers as may be authorized by law to spread or assess taxes
59 for park purposes or other purposes, shall, on receiving a certificate from any
60 such board of park commissioners, that the amount mentioned in such certificate
61 is necessary for compliance with the provisions of this Act, spread and assess
62 such amount upon the taxable property embraced in each such park district in
63 the same manner that other park taxes are by law spread and assessed, and the
64 same shall be collected and paid over to such board of park commissioners in
65 the same manner that other park taxes are now required by law to be collected
66 and paid.

67 When such taxes are received by such board of park commissioners, they shall
68 forthwith be turned over to the treasurer of the board of trustees of such pension
69 fund, upon his sole receipt.

70 Any excess remaining at the end of the fiscal year in the possession of
71 such board of trustees shall be credited to the fund for the ensuing year; any
72 deficit shall be provided for during such ensuing year.

Sec. 10. In addition to the other powers herein granted, the following fur-
2 ther powers and authority are hereby conferred upon the board of trustees of
3 such pension fund:

4 First: Said board of trustees shall have exclusive control and management
5 of the pension fund provided for herein, and of all moneys paid, donated or con-
6 tributed to it.

7 Said board of trustees may take by gift, grant, devise or bequest, any
8 money, real estate, personal property, right of property, or other valuable thing,
9 in aid of the purpose of this Act, but only the income therefrom shall be disbursed
10 for the payment of pensions.

11 Said board of trustees may invest any of the money or other assets of such
12 pension fund in the name of said board of trustees, in interest bearing bonds of
13 the United States, or of any state thereof, or of the board of park commissioners
14 having jurisdiction for park purposes over the district within which such pen-
15 sion fund is established, or of any county, township or municipal corporation of
16 the State of Illinois, and all such securities shall be subject to the order of said
17 board of trustees.

18 The treasurer of said board of trustees shall furnish a good and sufficient
19 bond with some surety company authorized by law to execute such bond as
20 surety, which bond shall run to said board of trustees of such pension fund and
21 shall be in such amount as shall be fixed by said board, and shall be conditioned
22 upon the faithful performance by said treasurer of the duties of his said office,
23 and shall be further conditioned that he will truly account for all moneys and
24 property, including the interest thereon, of said fund which may come into his
25 hands, and that upon the expiration of his term of office, or upon his retirement
26 therefrom, he will deliver over to his successor all the moneys and property, in-
27 cluding the interest thereon which may be in his custody.

28 All costs and incidental expenses connected with the giving of such bond
29 shall be paid by the board of park commissioners having jurisdiction for park
30 purposes over the district within which such pension fund may be established.

31 The interest and income derived from the investment of any money or other
32 assets of such pension fund, or from any money or other assets of such pension

33 fund deposited in bank, shall become a part of such fund and be credited thereto
34 by the treasurer of said board of trustees.

35 Second: Said board of trustees shall have power to compel witnesses to
36 attend and testify before it upon all matters connected with the operation of this
37 Act in the same manner as is or may be provided by law for the taking of testi-
38 mony before masters in chancery, and the president, or any other member of
39 said board may administer oaths to such witnesses.

40 Third: All the necessary expenses of said board of trustees of such pension
41 fund, in the transaction of its business under the provisions of this Act, including
42 clerk hire, printing and witness fees, shall be borne by the board of park com-
43 missioners having jurisdiction for park purposes over the district within which
44 such pension fund is established: *Provided*, that no compensation or emoluments
45 shall be paid to any member or officer of said board of trustees for any duty or
46 service required or performed under the provisions of this Act: *And, provided*,
47 *further*, that all interest on such pension fund or any part thereof shall be cred-
48 ited thereto, and no part thereof shall be retained by the treasurer of said board
49 of trustees.

50 Fourth: Said board of trustees shall have power to make all necessary rules
51 and regulations for the transaction of its business, in conformity with the pro-
52 visions of this Act.

53 Fifth: Said board of trustees shall submit a report, at least once each year,
54 to the Superintendent of Insurance of this State, and furnish a duplicate thereof
55 to such board of park commisioners, and the said Superintendent of Insurance
56 shall prescribe the form for such reports, the matter which they shall contain, and
57 the times when they shall be submitted, and said Superintendent of Insurance
58 shall report the information so submitted to him, or a comprehensive summary
59 thereof to the Governor of this State at least once each year.

60 The said Superintendent of Insurance shall also prescribe a system of rec-
61 ords and accounting to be used in the management of the pension fund under the
62 supervision of said board of trustees.

63 The board of park commissioners having jurisdiction for park purposes, over
 64 the district within which such pension fund is established, may cause the ac-
 65 counts of said board of trustees of such pension fund to be audited twice a year
 66 or oftener, if such board of park commissioners shall deem it necessary; and
 67 such board of park commissioners, either in person or by any agent or agents,
 68 shall have the right to inspect all books, accounts, records and papers of
 69 whatever kind of said board of trustees of such pension fund, at any time.

Sec. 11. On the third Tuesday in May of each year the treasurer and all
 2 other officials of such board of park commissioners, who have had the custody
 3 or possession of any moneys or other assets belonging to such pension fund,
 4 shall make a sworn statement to the board of trustees of such pension fund, and
 5 to the board of park commissioners, of all receipts and disbursements by such
 6 official on account of such pension fund, during the year, and of the amount of
 7 any funds and other assets then on hand and owing to such pension fund.

8 All surplus then remaining in the hands of such official shall be paid by him
 9 forthwith to the treasurer of said board of trustees of such pension fund:
 10 *Provided*, that any such official shall at any and all times, upon demand by said
 11 board of trustees of such pension fund, furnish to said board statements or
 12 information of any kind concerning the method of collection, or handling of
 13 moneys or assets, belonging to such pension fund, by such official: *And, pro-*
 14 *vided, further*, that all books and records of such official shall be produced by such
 15 official at any time for examination and inspection by said board of trustees of
 16 such pension fund, for the purpose herein provided.

Sec. 12. All pensions granted under this Act, and every part thereof, shall
 2 be exempt from attachment or garnishment process, and shall not be seized, taken,
 3 subjected to, detained, or levied upon by virtue of any execution or any processes
 4 or proceedings whatsoever issued out of or by any court in this State, for the
 5 payment and satisfaction, in whole or in part, of any debt, claim, damage, de-
 6 mand or judgment against any pensioner hereunder, and no pensioner shall

7 have the right to transfer or assign his pension, or any part thereof, either by
8 way of mortgage or otherwise, and any attempt at such transfer or assignment
9 shall be illegal and null and void.

Sec. 13. This Act shall not apply in any way to any members of any police
2 force or department of police maintained by any board of park commissioners, the
3 purpose of this Act being to provide a pension fund for the benefit of park em-
4 ployees other than members of the police force.

Sec. 14. This Act shall apply to all employees other than members of the
2 police force of any board of park commissioners having jurisdiction for park
3 purposes over the land included in any three towns, under and in pursuance of
4 any Act or Acts of the General Assembly of this State, which has or have been,
5 or may be submitted to the legal voters of such three towns and by them adopted,
6 without regard to sex. No distinction shall be made in the application of this
7 Act between or among any such employees, on the ground of sex, except that no
8 pension shall be allowed to the surviving husband of any deceased female
9 employee nor to any children of any deceased female employee, if she leaves a
10 husband surviving her. Otherwise, the provisions of this Act shall apply equally
11 and in the same manner to the male and female employees of any such board of
12 park commissioners, and the operation of this Act, except as above specified,
13 shall be uniform as to male and female employees. The words "person,"
14 "employee," and all personal pronouns of the masculine gender, and all other
15 words descriptive of or in reference to the beneficiaries of the pension fund,
16 provided for in this Act, shall be construed to refer to male and female em-
17 ployees, irrespective of sex.

- 1 Introduced by Committee on Elections, March 28, 1917.
- 2 Read a first time, ordered printed and to a second reading.

A BILL

For an Act to amend an Act entitled, "An Act to regulate the holding of elections and declaring the result thereof in cities, villages and incorporated towns of this State," approved June 19, 1885, in force July 1, 1885, as subsequently amended, by amending sections 5, 11, 17, 18, 21 and 27 of article III, section 6 of article IV, sections 5 and 6 of article VII, and by repealing sections 19, 20, 22, 23 and 24 of article III thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to regulate
3 the holding of elections and declaring the result thereof in cities, villages and
4 incorporated towns of this State," approved June 19, 1885, in force July 1, 1885,
5 as subsequently amended, be, and the same is hereby amended by amending sec-
6 tions 5, 11, 17, 18, 21 and 27 of article III, sections 6 of article IV, and sections
7 5 and 6 of article VII, to read as inserted herein, and by repealing sections 19, 20
8 22, 23 and 24 of article III.

ARTICLE II.

Sec. 7. It shall be the duty of said board of commissioners,
 2 within two (2) months after its first organization, to divide said city, village or
 3 incorporated town into election precincts, which shall contain as nearly as practi-
 4 cable *four* hundred (400) *qualified* voters, and in making such division and estab-
 5 lishing such precincts such board shall take as a basis the poll books, or the num-
 6 ber of votes cast at the previous presidential election. Within ninety (90) days
 7 after each presidential election, such board shall revise and rearrange such pre-
 8 cincts on the basis of the votes cast at such election, making such precincts to
 9 contain, as near as practicable, *four* hundred (400) actual voters; but at any time
 10 and in all instances where the vote cast at any precinct, at any election, equals
 11 *six* hundred (600) there must be a rearrangement so as to reduce the vote to the
 12 standard of *four* hundred (400) as near as may be. The precincts in each ward,
 13 village or incorporated town shall be numbered from one upwards, consecutively.

ARTICLE III.

Sec. 5. Said board of registry shall, by noon of the second day
 2 following such registry, hang up the register, which shall be known as the public
 3 register, at the place of registration, which shall be accessible to the public during
 4 all business hours and the other two registers shall be returned to the board of
 5 election commissioners within the time aforesaid. Any voter of the ward, village
 6 or town shall be permitted to be present at the place of registration in said
 7 ward and shall have the right to challenge any applicant who applies to be regis-
 8 tered. And when challenged such applicant must make oath and sign an affidavit
 9 in writing as follows:

10 "I do solemnly swear that I am a citizen of the United States, am.....
 11 years of age, and that I have resided in the State of Illinois for the period of
 12, in the county offor the period of.....,

13 in the precinct of the..... ward in the city of.....,
 14 said county and State, for the period of, and at No.
 15 street, in said precinct, for the period of, and that I last
 16 registered in said city for the.....election of
 17 from No. street, and that I have never been convicted of
 18 any crime (or if convicted, state the time and when pardoned by the Governor of
 19 any state).''

20 This affidavit shall be signed and sworn to before one of such board of reg-
 21 istry, and it shall be preserved and returned to the office of said election com-
 22 missioners immediately. If said board of registry shall deem such affidavit suf-
 23 ficient, and if the board is convinced that such person is a qualified voter, then he
 24 must be admitted to such register as qualified. Blank affidavits of the character
 25 aforesaid shall be sent out to the judges of all the precincts, and the judges of
 26 election shall furnish the same on demand and administer the oath without criti-
 27 cism. If any judge of election, poll clerk or other person, when such applicant
 28 has been challenged, shall designate such person upon any of the registers as a
 29 qualified voter before he has made and filed with the board of registry the affi-
 30 davit of the character aforesaid, such judge of election, poll clerk or other per-
 31 son shall, upon conviction thereof, be adjudged guilty of a misdemeanor and
 32 shall be punished by imprisonment in the county jail for not less than ten (10)
 33 days nor more than sixty (60) days, or by a fine of not less than one hundred
 34 dollars nor more than one thousand dollars, or by both such fine and imprison-
 35 ment.

36 And any person claiming to be an elector of any election precinct in such
 37 city and who, upon application, is denied the right to be registered as a qualified
 38 voter in such precinct, may make and sign an application in writing, under oath,
 39 to said board of election commissioners in substance in the following form:

40 "I do solemnly swear that I,, did on,
 41 make application to the board of registry of the precinct of.....
 42 ward, of the city of, and that said board refused to register me

as a qualified voter in said precinct, that I reside in said precinct, am a duly qualified voter and entitled to vote in said precinct at the next election.”

All such applications shall be presented to the board of election commissioners by the applicant, in person, between the hours of nine o’clock A. M. and five o’clock P. M. on Tuesday or Wednesday of the second week prior to the week in which such election is to be held.

Immediately following the first day of registration and up to and until noon of the day before the second day of registration, any voter who shall make affidavit before the board of election commissioners or its clerk authorized to administer oaths, that he was unable to go to his polling place on the first day of registration and that he expects to be, by reason of absence from the city or sickness, unable to go to the polls on the second day of registration, may file with such board an application for registration. Such affidavit shall be in the following form:

“I,, do solemnly swear that I am a legal voter in the.....precinct of the.....ward in city of....., Illinois, and that by reason ofI was unable to be present at the polling place in said precinct on the last day of registration, and will, by reason of....., be unable to be present on the next day of registration.

Signed”

After making such affidavit, said board of election commissioners, or its clerk, shall administer to him the oath required of applicants for registration in section 3 hereof and shall require him to answer the same questions required in section 2 and shall receive his answers on a blank provided by said board for that purpose. Said questions, with the answers thereto, shall be upon the same blank and immediately following the oath as above provided for and shall be signed and certified to be correct by the applicant.

All such affidavits required in this section, together with the questions and answers certified to as above required in the office of the election board, shall be

73 enclosed and sealed in envelopes by precincts and be delivered by them to the
 74 judges of the respective precincts, together with the registers on the day before
 75 the second day of registration and said judges during their session on said sec-
 76 ond day of registration, shall enter such names and answers in the registers in
 77 the same manner as though such persons were registering in person. Said affi-
 78 davits, with the questions and answers, shall be returned to the office of the elec-
 79 tion board with the other returns.

80 In the event that a voter shall, by reason of illness or absence from the
 81 city, be unable to appear in person at the office of the board of election commis-
 82 sioners during the interval between the first and second days of registration, he
 83 may, upon application made by him or by another for him, to the board of elec-
 84 tion commissioners, be furnished a blank such as is provided for herein which
 85 may be executed by him before any clerk of court of record, and under its seal and
 86 returned to the board of election commissioners who shall cause such voter to be
 87 registered in the same manner as though he had appeared before said board in
 88 person: Provided, such application for registration is received by said board
 89 after the first day of registration and not later than noon of the day before the
 90 second day of registration.

Sec. 11. Any voter or voters in the ward, village or town con-
 2 taining such precinct may, between the hours of 9 o'clock A. M. and 6 P. M. of
 3 Monday and Tuesday of the week immediately preceding the week in which such
 4 election is to be held, make application in writing, before such board of election
 5 commissioners, to have any name upon such register of any precinct in the ward
 6 erased, which application shall be, in substance, in the words and figures follow-
 7 ing:

8 "I being a qualified voter, registered from No.
 9 street in the.....precinct of the..... ward of the city (village
 10 or town) of, do hereby solemnly swear (or affirm) that I have
 11 personal knowledge that.....registered from No.....
 12 street is not a qualified voter in the..... precinct of the.....

ward of the city (village or town) of, and hence I ask that his
name be erased from the register of such precinct *for the following reason:*

.

.

.

(Signed)

Subscribed and sworn to before me this day of,

A. D. 19

.

.”

Such application shall be signed and sworn to by the applicant before any
member of the board or the clerk thereof and filed with said board. Thereupon
notice of such application, with a demand to appear *before the board of elec-*
tion commissioners and show cause why his name shall not be erased from said
register, shall be personally served upon such person or left at his place of resi-
dence, named in such register by a messenger of said board of commissioners,
and, as to the manner and time of serving such notice, such messenger shall
make affidavit; said messenger shall also make affidavit of the fact, in case he
cannot find such person or his place of residence, and that he went to the place
named on such register as his place of residence. Such notice shall be served at
least one day before the time fixed for such party to show cause. Said commis-
sioners shall also cause a like notice or demand to be sent by mail duly stamped
and directed, to such person, to the address upon said register at least *two* days
before the day fixed in said notice to show cause.

A like notice shall be served on the person or persons making the applica-
tion to have the name upon such register erased to appear and show cause why
said name shall be erased, said notice to set out the day and hour of such hearing.
If the voter making such application fails to appear before said board at the time
set for the hearing as fixed in the said notice or fails to show cause why the

42 *name upon such register shall be erased, the application may be dismissed by*
 43 *said board.*

44 Any voter making such application or applications shall be privileged from
 45 arrest while presenting the name to the board of election commissioners, and
 46 whilst going to and returning from the board of election commissioners.

Sec. 17. At every election held in each city, village or incorpo-
 2 rated town between the general registration above referred to, the *registers of*
 3 *the last general registration with additions of names registered in the office of*
 4 *the board of election commissioners as hereinafter provided, shall be used.*

5 *From and after the November election in each even numbered year and*
 6 *until and including the thirtieth day of September in the next following even*
 7 *numbered year, the office of the board of election commissioners shall be open*
 8 *during business hours of each day, except Sundays and legal holidays, and ex-*
 9 *cepting the twenty-eight (28) days immediately preceding any regular election,*
 10 *for the purpose of registering applicants for registration. Such applicants shall*
 11 *be put under oath by said board or its duly authorized clerk and shall answer*
 12 *the same questions as are required to be answered at general registrations in*
 13 *section 3 of this article III, and such names and answers shall be entered by such*
 14 *board in the general registers under the proper headings in such registers. All*
 15 *such voters so registered and otherwise qualified shall be entitled to vote at all*
 16 *elections and primaries as if registered at the general registration as provided*
 17 *in this Act.*

18 *At least twenty days before the last day of registration in the office of the*
 19 *board of election commissioners as provided in section 17 of Article III hereof,*
 20 *such board shall cause to be published in each daily newspaper published in such*
 21 *city, a notice of the day and date when such registration shall cease.*

22 If a voter remove from one place to another in the same precinct, such
 23 party must appear at the office of the board of election commissioners during
 24 the time specified above, and make oath as to such removal, and the registers
 25 shall be corrected accordingly; and if not corrected, such person cannot vote:

26 *Provided*, that any voter, making such removal *within thirty days prior to any*
 27 *election or primary except the regular congressional elections*, may make oath
 28 before the judges of such precinct, *at the polling place on the day of election or*
 29 *primary*, that he is the identical person whose name appears upon the register,
 30 as having been registered at some other place in such precinct (naming the
 31 place), and giving the date of his removal (*which must not be more than thirty*
 32 *(30) days preceding such election*), and such statements shall be verified by two
 33 householders, residing in such precinct, that he is the identical person so regis-
 34 tered at such other place in the precinct, whereupon such judges of election, if
 35 they believe him to be the same person registered at such other place and that
 36 he made the removal at the time specified in such sworn statement, shall receive
 37 his vote.

38 The fact that a voter is registered in one precinct from which he has re-
 39 moved, shall not prevent him from being registered in another precinct into
 40 which he has removed: *Provided*, he is otherwise entitled to be registered there-
 41 in: *And, provided, further*, that it shall be the duty of the board of election com-
 42 missioners to remove his name from the registry book of the former precinct
 43 immediately *after registration from his new place of residence*; and it is made the
 44 duty of the *board of election commissioners* to question every voter offering him-
 45 self to be registered as to whether he was or is registered in any other precinct,
 46 and to make a note of the fact of such registration and his address, at the time
 47 he so registered in a column to be provided in two registry books for that pur-
 48 pose.

Sec. 18. *On the twentieth and twenty-first days preceding any*
 2 *regular election a canvass of all names on such books of registry for each pre-*
 3 *cinct shall be made by the clerks of election in said precincts in the same manner*
 4 *in all respects as provided in sections 6, 7, 8, article III, of this Act: Provided,*
 5 *that the verification lists required in such canvass shall be prepared by the board*
 6 *of election commissioners in which shall be entered all names appearing in such*

7 registers as qualified voters in each precinct in manner and form as provided in
 8 this Act for use at general registrations. Such canvass shall be conducted, re-
 9 ports and affidavits made and notices sent in the same manner and detail as pro-
 10 vided in said sections 6, 7 and 8, so far as consistent herewith.

11 Blank books, named "verification lists," shall be furnished by the board of
 12 election commissioners for the purpose of making the canvass required in this
 13 section, the same as in case of a regular or general registration, as provided for
 14 in section 6, article III hereof, and the board of election commissioners shall
 15 transfer to said "verification lists" all of the names already upon the register
 16 at the commencement of such intermediate canvass, in the same manner and form
 17 as provided in said section 6, and the duties of the clerks in regard to such inter-
 18 mediate canvass shall be the same as provided in said section last mentioned:
 19 Provided, that no meeting of the precinct boards of registry, provided for in sec-
 20 tion 8, shall be held on Saturday night succeeding the intermediate canvass, pro-
 21 vided for in this section: And, provided, further, that notices required by sec-
 22 tion 8 to be sent to voters who are not found to be living at the address from
 23 which they are registered, shall require such persons to appear at the office of the
 24 board of election commissioners on Monday or Tuesday next succeeding, between
 25 the hours of 8 A. M. and 10 P. M. and show cause why their names should not be
 26 erased from the registers of such precinct. The board of election commission-
 27 ers shall be in session at the time and during the hours above named and said
 28 board shall discharge all the duties required in section 8 of this article, of judges
 29 of election on revision night following general registrations.

Sec. 21. In the matter of such intermediate canvass, notices
 2 shall be given as required by section 8, article III, hereof, and every provision of
 3 said section 8, and every duty, penalty and punishment therein provided shall be
 4 applicable and in full force as to such canvass. Said board of election commis-
 5 sioners is specially charged to look after such canvassers and see to it that the
 6 law is observed in all its parts by such canvassers. The board of election com-

missioners shall give special direction to such canvassers in regard to their duties as such, and the penalties to be incurred by them for the neglect thereof, in order and to the end that no name shall be left upon such registry of any person not entitled to vote in such precinct.

Sec. 27. At any special election occurring in a portion of such city, village or town, only, or which is to fill a vacancy occurring in a single office, and at all judicial elections, at which no other than judicial officers are to be elected, there shall not be a previous canvass of the registry. But at special or judicial election any legal voter of a precinct shall be entitled to vote in case he shall have been duly registered at the office of the board of election commissioners at least ten days prior thereto.

ARTICLE IV.

Sec. 6. The vote of no one shall be received by said judges whose name does not appear upon said registers as a qualified voter: *Provided, that a woman whose name has been changed by marriage after having registered may vote upon making the following affidavit before the judges: "I do solemnly swear that I am the same person now registered in the.....precinct of the.....ward, and that I still reside in said precinct.*

(Signed)"

ARTICLE VII.

Sec. 5. At all general, county and State elections, which include officers elected through the whole county, though other than State and county officers are also elected, and at all exclusively judicial elections, and at all special elections for a county or State officer, or member of Congress, or member of the Legislature, such county shall pay such judges and clerks of election for their services under this Act.

At all township elections, general or special, held for the election of township officers only, for any township or townships of which said city may be a

9 part, such township or townships shall pay the judges and clerks for their serv-
10 ices at such election and at any registration preceding such election and all ex-
11 penses connected with such registration and election and it shall be the duty of
12 the board of election commissioners in cities lying in two or more townships to
13 apportion such expenses and salaries of judges and clerks among the several
14 townships according to the benefits received.

15 *At all elections held for the purpose of electing a member of a park board*
16 *or school board, or for purpose of voting upon a proposition or propositions sub-*
17 *mitted by such board and for no other purpose, such board shall pay the ex-*
18 *penses of such election.*

Sec. 6. *Said board of election commissioners* shall audit all claims of judges
2 and clerks of election and shall draw a warrant therefor upon such city, county,
3 township, *school board or park board* treasury, as the case may be.

Sec. 2. Sections 19, 20, 22, 23 and 24 of Article III of an Act entitled, "An
2 Act to regulate the holding of elections and declaring the result thereof in cities,
3 villages and incorporated towns of this State," approved June 19, 1885, in force
4 July 1, 1885, as subsequently amended, are hereby ~~repealed~~.



- 1 Introduced by Committee on Elections, March 28, 1917.
- 2 Read a first time, ordered printed and to a second reading.

A BILL

For an Act regulating the registration of voters in cities of more than 150,000 inhabitants, having a board of election commissioners, and in incorporated towns under the jurisdiction of such board of election commissioners.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That in all cities having a population of
3 over 150,000 and having a board of election commissioners, and in incorporated
4 towns under the jurisdiction of such board of election commissioners, the regis-
5 tration of voters shall be conducted in the manner following and not otherwise.
6 The judges of election shall constitute the board of registry in the precinct
7 for which they are appointed.

Sec. 2. Every person having resided in the State one year, in the county
2 ninety days, and in the election precinct thirty days next preceding any elec-
3 tion therein, who was an elector in this State on the first day of April, in the
4 year A. D. 1848, or obtained a certificate of naturalization before any court
5 of record in this State prior to the first day of January, 1870, or who shall be a
6 male citizen of the United States above the age of twenty-one years, and women

7 who may be entitled to vote for presidential electors and certain other officers
8 under an Act in force July 1, 1913, shall be entitled to vote at such election.

Sec. 3. A new general registration shall be made by the board of registry
2 in every year in which a presidential election occurs and just prior thereto, the
3 first day of such registration being on the Saturday immediately preceding the
4 Tuesday, four weeks before such election, and the second day of registration
5 being on Tuesday, three weeks before such election. The general registration
6 held before and for the presidential election of November, 1916, as revised prior
7 to the taking effect of this Act, shall be taken to be, and shall be, the first gen-
8 eral registration for the purposes of this Act. Three registry books shall be
9 furnished to such board of registry by the board of election commissioners for
10 the purpose of such registration, and two of such books of registry shall be pre-
11 pared substantially in the following form:

REGISTER OF VOTERS.....PRECINCT,WARD.

RESIDENCE.	NAME.	Nativity.	TERM OF RESIDENCE.					Age.	Naturalized.	Date of Naturalization Papers.	Court.	By Act of Congress.		Date of Application for Registry.	Residence when Last Registered.	Why Disqualified.	Restored.		Remarks.
			At Present Address.	Precinct.	County.	State.	United States.					Qualified Voter.	Erased.				By Commissioners.	By Court.	
240 Ohio St.	Ames, Wm. J.	Mass.	6 mos.	6 mos.	2 years	10 years	25 years	25 years				Yes	Oct. 5, 1885	240 Ohio St. April, 1885					
205 Ontario St.	Allen, John	England.	20 days	3 mos.	3 years	5 years	7 years	33 years	Yes	May 27, 1871	Superior, N. Y.	Yes	Oct. 5, 1885	2500 Fifth Ave. April, 1885					211 Ontario St., 2 mos.
150 Dearborn Ave.	Austin, George	Georgia.	3 days	3 days	5 years	6 years	41 years	41 years			Not known.	No.	Oct. 12, 1885	230 W. Adams St. April, 1885					
131 Clark St.	Anschuler, C.	Germany.	3 mos.	3 years	6 years	6 years	6 years	26 years	Yes	July 1, 1863	Baltimore	Yes	Oct. 12, 1885	First Reg.					

12 One registry book, which shall be denominated "Public Register" on the
 13 outside or on the first page, shall be prepared in such a manner as to contain
 14 only the two columns headed "Residence" and "Name." No other entries shall
 15 be made in the public register, except the statements of the names and resi-
 16 dences of persons registered as qualified voters. Said board of registry shall
 17 then proceed as follows:

18 *First*—They shall open the registry at eight o'clock A. M. and continue in
 19 in session until nine o'clock P. M. on the first day. One of the judges shall
 20 administer to all persons who shall personally apply to register the following
 21 oath or affirmation:

22 "You do solemnly swear (or affirm) that you will fully and truly answer
 23 all such questions as shall be put to you touching your place of residence, name,
 24 place of birth, your qualifications as an elector, and your right, as such, to reg-
 25 ister and vote under the laws of this State."

26 *Second*—Each of said clerks of election, and one of said judges of election,
 27 shall have charge of the registry books, and shall make the entries therein
 28 required by this Act, and one of the judges shall ask the questions as to qualifica-
 29 tions, and after he is through, either of the judges may ask questions. As
 30 many questions may be asked by any judge as may be deemed necessary to fully
 31 determine the qualifications of the applicant to register, and any answer that is
 32 deemed material and that is not in response to a question provided for on the
 33 register, may be stated in the column headed "Remarks." One of the judges
 34 of election may, when necessary, relieve one of the clerks, from time to time, as
 35 necessity may seem to demand, in making entries in said book.

36 *Third*—The name of every applicant shall be entered in such registry
 37 books, and all the facts shall be therein stated, as hereinafter provided, whether
 38 he be entitled to vote or not. If it shall be determined by the board that he is
 39 not a qualified voter in such precinct, then an entry shall be made in the appro-
 40 priate column, "No," and if qualified an entry shall be made in the same
 41 column, "Yes."

42 *Fourth*—Only such persons of the age of twenty-one years, residing in such
43 precinct, as apply personally, for registration, shall be entered in such regis-
44 ters; but every applicant who would be twenty-one years of age on the day of
45 the next election, if otherwise qualified, shall be entered on such registers.
46 Every applicant who has commenced to reside in such precinct at least thirty
47 days before such election shall be entered in such registry, and shall be marked
48 “qualified” or “disqualified,” as the case may be; but unless, on the day of
49 election, he shall have resided for thirty full days in such election precinct, he
50 cannot vote therein, although otherwise qualified.

51 *Fifth*—The headings to the registry books shall be so prepared that the
52 registry shall be made alphabetically, according to the surname of each person
53 applying, but it shall be arranged so that the residences of such persons shall
54 appear in the first column. The register shall be ruled, and one name shall be
55 written on each line, but no name shall be written between the lines. The
56 entries shall be as follows:

57 1. Under the column “Residence,” the name and number of the street,
58 avenue or other location of the dwelling, if there be a definite number, and if
59 there shall not be a number such clear and definite description of the place of
60 such dwelling as shall enable it to be readily ascertained. If there shall be
61 more than one house at the number given by the applicant as his place of resi-
62 dence, state in which house he resides; and if there be more than one family
63 residing in said house, either the floor on which he resides, or the number, or
64 location of the room or rooms occupied by him, whether front or rear; every
65 floor below the level of the street or ground being designated as the basement;
66 the first floor above such level being designated as the first floor and each floor
67 above that as the second or such other floor as it may be. If there shall be a
68 flat building or an apartment house at the number given, state the number of
69 the flat or apartment, as the case may be, in which he resides.

70 2. Under the column “Name,” the name of the applicant, writing the
71 surname first, and given or Christian name after.

72 3. Under the column "Nativity," the state, country, kingdom, empire or
73 dominion, as the fact stated by applicant shall be.

74 4. Under the sub-division of the general column "Term of Residence," the
75 periods by days, months or years, stated by the applicant respectively, as to
76 "At Present Address," "Precinct," "County," "State," and "United States."

77 Under the sub-division headed "At Present Address," the term of appli-
78 cant's residence at the street and number given, and if that period is less than
79 thirty days prior to the day of election then the applicant shall state at what
80 location in the same precinct he resided immediately prior thereto, and the
81 length of time, which statement shall be entered in the column headed
82 "Remarks."

83 5. Under the column "Age," the age of applicant. Under "Naturalized,"
84 the word "Yes" or the word "No," according to the fact stated.

85 6. Under the column "Date of Papers," the date of naturalization, if nat-
86 uralized, or about the date.

87 7. Under the column "Court," the designation of the court in which, if
88 naturalized, such naturalization was had; and, if the name of the court cannot
89 be had with certainty, then the name of the place in which such court was
90 located.

91 8. Under the column "By Act of Congress," the word "Yes," in case
92 such person, though foreign born, has been made a citizen by Act of Congress,
93 without taking out his naturalization papers.

94 9. Under the column "Qualified Voter," the word "Yes" or "No," as the
95 fact shall appear or be determined by a majority of the board of registry, it
96 being, however, required of them to designate as a qualified voter any person
97 who, if otherwise qualified, shall not, at the time of making application, be of
98 age: *Provided*, the time when such applicant shall be of the age of twenty-one
99 shall be subsequent to the date of his application, and not later than the day of
100 election immediately following such time of applying; but no applicant shall be
101 designated as a qualified voter who, having been challenged, has not filed with

102 said board of registry his affidavit of qualification, according to the provisions
103 of this Act.

104 10. Under the column "Date of Application," the month day and year
105 when the applicant presented himself and was adjudged a qualified voter in the
106 election precinct.

107 11. Under the column "Residence When Last Registered," the name and
108 number of the street or avenue from which applicant was last registered, in the
109 same city or town, and the month and year in which the election was held for
110 which such registration was made. If the applicant has not previously been
111 registered in said city or town, state "first registration."

Sec. 4. At the end of each day's registry or revision of registration, said
2 judges shall each sign his name at the end of the list on each page, so that no
3 new name can be added without discovery, and shall also sign a certificate, as
4 hereinafter provided, but before doing so, the said judges and clerks shall
5 compare the three registers so kept and cause any differences to be corrected,
6 and to make the same agree in all respects: *Provided*, that no additional state-
7 ments shall be entered in the public register other than the names and residences
8 of persons registered as qualified voters, and said judges shall then attach and
9 sign at the end of each register, in substance the words and figures following:

10 "We, the undersigned judges of election in.....precinct of the
11ward of the city of....., in the State of Illinois, do
12 jointly and severally certify that at the general registration of electors in said
13 election precinct on the.....day of.....there were registered by
14 us in the said election precinct the names which in this book are entered, and
15 that the number of registered and qualified voters was and is the number of
16"

17 "Dated....."

Sec. 5. Said board of registry shall, by noon of the second day following
2 such registry, hang up the register, which shall be known as the public register,

at the place of registration, which shall be accessible to the public during all business hours, and the other two registers shall be returned to the board of election commissioners within the time aforesaid. Any voter of the ward or town shall be permitted to be present at the place of registration in said ward and shall have the right to challenge any applicant who applies to be registered. And when challenged such applicant must make oath and sign an affidavit in writing, as follows:

“I do solemnly swear that I am a citizen of the United States, am..... years of age, and that I have resided in the State of Illinois for the period ofin the county of.....for the period of....., in theprecinct of the.....ward, in the city of....., said county and State, for the period of....., and at No.....Street, in said precinct, for the period of....., and that I last registered in said city for the.....election of.....from No.....Street, and that I have never been convicted of any crime (or if convicted, state the time and when pardoned by the governor of any state).”

This affidavit shall be signed and sworn to before one of such board of registry, and it shall be preserved and returned to the office of said election commissioners immediately. If said board of registry shall deem such affidavit sufficient, and if the board is convinced that such person is a qualified voter, then he must be admitted to such register as qualified. Blank affidavits $22\frac{1}{2}$ of the character aforesaid shall be sent out to the judges of all the precincts, and the judges of election shall furnish the same on demand and administer the oath without criticism. If any judge of election, poll clerk or other person, when such applicant has been challenged, shall designate such person upon any of the registers as a qualified voter before he has made and filed with the board of registry the affidavit of the character aforesaid, such judge of election, poll clerk, or other person shall, upon conviction thereof, be adjudged guilty of a misdemeanor and shall be punished by imprisonment in the county jail for not less than ten (10) days nor more than sixty (60) days, or by a fine of

31 not less than one hundred dollars nor more than one thousand dollars, or by both
 32 such fine and imprisonment.

33 And any person claiming to be an elector of any election precinct in such
 34 city, and who, upon application, is denied the right to be registered as a quali-
 35 fied voter in such precinct, may make and sign an application in writing, under
 36 oath, to said board of election commissioners in substance in the following form:

37 "I do solemnly swear that I,, did on.....make
 38 application to the board of registry of the.....precinct of.....
 39 ward, of the city of....., and that said board refused to register me as a
 40 qualified voter in said precinct; that I reside in said precinct, am a duly qualified
 41 voter and entitled to vote in said precinct at the next election."

42 All such applications shall be presented to the board of election commis-
 43 sioners by the applicant, in person, between the hours of nine o'clock A. M. and
 44 five o'clock P. M., not later than the Thursday immediately preceding such
 45 election.

Sec. 6. On Tuesday, three weeks preceding said presidential election, said
 2 board of registry shall again meet at the place designated, and said clerks of
 3 election shall meet with them, and they shall remain in session from eight
 4 o'clock A. M. until nine o'clock P. M., for the purpose of registering all qualified
 5 voters not before registered and who shall apply in person to be registered. The
 6 same form shall be observed as to applications made on the second day as are
 7 required on the first day of registry.

8 At the end of such day's registration the said registers shall be examined,
 9 compared and made to agree: *Provided*, that no additional statements shall be
 10 entered in the public register other than the names and residences of the persons
 11 registered, and they shall then be signed by the judges in the same way as at
 12 the end of the first day's registry, and similar certificates shall be attached
 13 thereto.

14 The board of election commissioners shall furnish to the board of registry
15 in each precinct a blank book, which shall be named "Verification Lists," each
16 page of which shall be ruled into three columns, and shall be marked thus:

REGISTERED NAMES.

18	Street Number	(Name).....Street
19
20
21
22
23

Such book shall contain pages sufficient to allow six pages for each street, avenue, alley and court in the precinct. During the progress of the registration, or immediately thereafter, the clerks of said board shall transfer all the names upon the register to such "Verification Lists," arranging them according to the streets, avenues, alleys or courts, beginning with the lowest residence number and placing them numerically, as near as possible, from the lowest up to the highest number. They shall first write the name of such street, avenue, alley or court at the top of the second column and then proceed to transfer the names to such "Verification Lists," according to the street numbers as above indicated.

34 If, during either day of registration any registered voter of the ward or
35 incorporated town shall come before the board of registry and make oath that
36 he believes that any particular person upon said registry is not a qualified voter,
37 such fact shall be noted; and after the completion of such "Verification Lists"
38 such board or one of said judges shall make a cross or check mark in ink
39 opposite such name. If said judges shall, however, know any person so com-
40 plained of is a qualified voter, and shall believe that such complaint was made
41 only to vex and harass such qualified voter, then such cross or check mark shall

not be put upon such list, but shall go upon such list in case any one of the judges desires. Said judges shall, before noon of the next day, hang up such public register at the place of registration, and within the same period of time return the other two registers to the office of said election commissioners.

Sec. 7. The clerks of election are hereby constituted canvassers of the precinct for which they are appointed, and upon the Wednesday and Thursday following the second day of registration, if so much time should be required, said two clerks shall go together and canvass such precinct, calling at each dwelling place or each house where everyone may reside in such precinct, and each dwelling place as indicated upon said "Verification Lists," and if they shall find that any person upon their "Verification Lists" does not reside at the place designated thereby, they shall make a check mark or cross X opposite such name.

Whenever deemed necessary by said canvassers, or either of them, he or they may demand of the superintendent, captain, lieutenant or other person having command of the police in such portion of the city or town, to furnish a policeman to accompany them and protect them in their duties, when necessary; and it shall be the duty of such superintendent, captain, lieutenant or other person having authority over such police in such locality, to furnish a policeman for such purpose, and in default thereof such superintendent, captain, lieutenant or other person shall be deemed guilty of a misdemeanor under this Act, and shall be liable to a penalty not exceeding one hundred dollars nor less than twenty-five dollars. If, in making such canvass any person shall refuse to answer questions and give the information asked for, and known to him or her, or shall wilfully and knowingly give false information, or make false statements, such person shall be guilty of a misdemeanor under this Act, and shall be liable to a penalty not to exceed one hundred dollars. In making such canvass, said canvassers shall make special inquiry at the residences as designated in the registry and "Verification Lists" as to all the persons so registered as qualified voters and shall receive information from judges and party canvassers.

Sec. 8. Immediately upon the completion of such canvass, said canvassers, or one of them, shall sign a notice and send the same through the United States mail, duly stamped, to the address given upon the registry and "Verification Lists," of all persons named therein against whose names they have made a cross or check mark, indicating that they did not reside at such place as before stated, and also to the address of all persons against whose names said registry board or judge of election has placed a check mark or cross in such "Verification Lists," which notice shall require such person to appear before the board of registry upon the Saturday following, giving the time of such session, and to show cause why his name should not be erased from such registry. Proper blanks and postage stamps shall be furnished for the purpose of said canvassers by the board of commissioners. A similar notice shall be also served by one of the said canvassers either at the time such canvass is being made or before the following Saturday, by leaving the same with the party, if found, or if he is not found at the place designated in such registry and "Verification Lists," by leaving the same at such address if there be such a place. Such notice, to be sent through the mail, must be mailed not later than 12 o'clock Friday noon of the week of such canvass. If sufficient postage stamps are not delivered to such canvassers by said board for the purpose aforesaid, then anyone may furnish such postage stamps to such canvassers for that purpose, or such canvassers may procure the same at their own expense and afterwards render an account therefor to said commissioners, duly sworn to, and it shall be the duty of the said commissioners to audit such account and cause the same to be paid. It shall be the duty of such commissioners, upon application, to deliver to such canvassers postage stamps sufficient for the purpose aforesaid, when not delivered before, and it shall be the duty of such canvassers, or one of them, to apply to said commissioners for such postage stamps, if sufficient number have not been delivered to them for the purpose aforesaid, and any willful neglect of said canvassers to make application for sufficient postage stamps as aforesaid, and any willful neglect of such canvasser to mail the notice aforesaid to all of the parties checked and desig-

31 nated as aforesaid, and the willful neglect of such canvassers to leave the notice
 32 aforesaid at the place designated for such person so designated, and any willful
 33 neglect to check the name of any person on said "Verification Lists" trans-
 34 ferred from the registry as aforesaid and not found at the place designated, and
 35 any willful neglect to transfer all the names from the registry as aforesaid to
 36 such "Verification Lists," in the manner aforesaid, shall be deemed a misde-
 37 meanor, and such canvasser or canvassers shall be punished, upon conviction
 38 thereof, by imprisonment in the county jail for not less than one month nor more
 39 than one year, and such canvassers shall also be liable to be punished by the
 40 county court of the proper county as for contempt, and be fined not less than fifty
 41 dollars, or imprisoned in the county jail by such court for a period not exceeding
 42 one hundred days or both, in the discretion of the court. And it shall be the
 43 duty of said board of election commissioners, when complaint is made to them,
 44 to investigate the action of such clerks or canvassers, and to cause them to be
 45 brought before such county court and to prosecute them as for contempt, and
 46 also, at their discretion, to cause them to be prosecuted criminally for such
 47 willful neglect of duty.

Sec. 9. On the Saturday following the Tuesday three weeks preceding such
 2 Presidential election, said board of registry shall again meet at the place desig-
 3 nated, and the said clerks of election shall meet with them, and they shall
 4 remain in session from six o'clock P. M. to ten o'clock P. M. for the sole purpose
 5 of revising their registry, and no new names shall be added. Said canvassers, or
 6 one of them, shall make out a list of the names of the parties checked and desig-
 7 nated as aforesaid, and to whom such notice has been sent, given or left with the
 8 address, and make and attach his or their affidavit or affidavits thereto, stating
 9 that notice duly stamped was mailed to each of said parties at the places desig-
 10 nated on such list, at or prior to twelve o'clock M. of the previous Friday, and
 11 that notice was also personally left at the said address of each of said parties
 12 named in said list so attached, if there be any such address, and said canvassers

13 shall also file in the office of the election commissioners on or prior to six o'clock
 14 P. M. on the Friday previous to such revision, an exact duplicate of such list and
 15 affidavit or affidavits. Blank affidavits shall be furnished by said commissioners
 16 for the purposes aforesaid; but if none are furnished, such canvassers shall cause
 17 the same to be drawn, and they shall swear to such affidavit before one of the
 18 judges of such precinct. If either of said canvassers shall willfully neglect and
 19 fail to make such affidavit, with the list aforesaid attached, he shall be punished
 20 in the same manner as last above provided, and if such affidavit shall be willfully
 21 false the maker thereof shall also be punished in the manner last aforesaid, and
 22 shall also be liable for perjury.

23 If any person to whom such notice has been sent shall appear before the
 24 board of registry during the session, he shall make oath and sign an affidavit, in
 25 substance, as follows:

26 "I do solemnly swear that I am a citizen of the United States, and that I
 27 have resided in the.....precinct of the.....
 28 ward in the city of.....and the county of.....
 29 and the State of Illinois, since the.....day of.....
 30 and that I have never been convicted of any crime (or if convicted, state the time
 31 and when pardoned by the Governor of any State.)"

32 This affidavit shall be signed and sworn to before one of such board of reg-
 33 istry, and it shall be preserved and filed in the office of said election commission-
 34 ers. Thereupon said board of registry shall further examine him, and shall also
 35 swear such canvassers, and hear them upon the question, and they shall also have
 36 the power to send one or both of said canvassers to make further examination,
 37 and inquire at the place claimed by such person to be his residence, and again
 38 examine such canvassers touching the same; and if, after such further examina-
 39 tion and hearing, the majority of said board are of the opinion that such person
 40 is not a qualified voter in such precinct, they shall mark the word "Yes" under
 41 the column of the register marked "Erased" and shall also draw a line in ink
 42 under his name, with memorandum, in case of any registration, shall indicate

43 that the name of such person is erased from the register, and such person shall
 44 not be entitled to vote unless his name be restored as hereinafter provided. At
 45 the close of said session, if any person so notified to appear at such session has
 46 not appeared and shown cause why his name should not be erased from such
 47 registry, the same shall be erased in the manner aforesaid. Any person having
 48 appeared at said session and whose name has been so erased may make applica-
 49 tion in writing under oath to the election commissioners not later than the Thurs-
 50 day immediately preceding such election, between the hours of nine o'clock A. M.
 51 and six o'clock P. M., to be restored to such register. Either of said clerks shall
 52 have the power and right of both in the matter pertaining to such canvass; but
 53 in case either refuse or neglects to go and make such canvass, as aforesaid, then
 54 the other may make such canvass alone. But a clerk who willingly neglects to
 55 perform his duty in making such canvass shall be deemed guilty of a misde-
 56 meanor, and on conviction shall be imprisoned in the county jail not exceeding
 57 sixty days nor less than thirty days, and shall also be deemed guilty of a con-
 58 tempt of court, and be punished accordingly as an officer of said county court. In
 59 case of temporary disability on the part of either canvasser or clerk, the judge
 60 who belongs to the same party may appoint a temporary clerk or canvasser, who
 61 shall belong to the same party, and administer to him the usual oath of office, and
 62 he shall perform all the duties of the office until the disability of the regular
 63 clerk or canvasser is removed. The "Verification Lists," aforesaid, after the
 64 final revision, shall be at once returned by the board of registry to the board of
 65 election commissioners.

Sec. 10. At the end of the last session above provided for, the said board
 2 of registry, and said clerks shall compare and correct the three registers
 3 aforesaid and make them correspond and agree: *Provided*, that no additional
 4 statements shall be entered in the public register other than the names and resi-
 5 dences of persons registered as qualified voters, and said judges shall then, im-
 6 mediately following the last name on each page of the register, sign their names
 7 so that no other names can be added without discovery, and shall add the certifi-

8 eate as provided at former sessions. And thereupon, the said board of com-
 9 missioners shall at once cause copies to be made of such registers of all names of
 10 qualified voters upon the same with the address, not marked erased, and shall
 11 have the same arranged according to the streets, avenues, courts or alleys,
 12 commeneing with the lowest number, and arranging the same in order according
 13 to the street numbers, and shall then cause such precinct register, under such
 14 arrangement, to be printed in plain, large type in sufficient numbers to meet all
 15 demands, and upon application a copy of the same shall be given to any person
 16 in such precinct.

Sec. 11. Any voter or voters in the ward or town containing such precinct,
 2 may, between the hours of nine o'clock A. M. and six o'clock P. M. of Monday
 3 and Tuesday of the week immediately preceding the week in which such elec-
 4 tion is to be held, make application, in writing, before such board of election
 5 commissioners, to have any name upon such register of any precinct in the ward
 6 erased, which application shall be, in substance, in the words and figures fol-
 7 lowing:

8 "I (or we).....do hereby solemnly swear (or
 9 affirm) that I (or we) have made diligent inquiry and canvass, and believe
 10 that.....is not a qualified voter in.....
 11 precinct of.....ward of the city (or town) of.....
 12 hence I (or we) ask that his name be erased from the register of such pre-
 13 cinct."

14 Such application shall be signed and sworn to by the applicant and filed with
 15 said board. Thereupon notice of such application, with a demand to appear and
 16 show cause why his name shall not be erased from said registry, shall be per-
 17 sonally served upon such person or left at his place of residence, named in such
 18 registry, by a messenger of said board of commissioners, and, as to the manner
 19 and time of serving such notice, such messenger shall make affidavit; such mes-
 20 senger shall also make affidavit of the fact, in case he cannot find such person or
 21 his place of residence, and that he went to the place named on such register as his

22 place of residence. Such notice shall be served at least one day before the time
 23 fixed for such party to shown cause. Said commissioners shall also cause a like
 24 notice or demand to be sent by mail, duly stamped and directed, to such person,
 25 to the address upon said registry at least two days before the day fixed in said
 26 notice to show cause. Any voter making such application or applications shall
 27 be privileged from arrest while presenting the same to the board of election
 28 commissioners, and whilst going to and returning from the board of election
 29 commissioners.

Sec. 12. A docket of all applications to said commissioners, whether such
 2 applications shall be made for the purpose of being registered or for the pur-
 3 pose of erasing a name on the register, shall be made out in the order of the
 4 wards and precincts. The commissioners shall sit to hear such applications be-
 5 tween the hours of ten o'clock A. M. and nine o'clock P. M., on the Tuesday,
 6 Wednesday and Thursday immediately preceding such election. At the request
 7 of either party to such applications, the commissioners shall issue subpoenas to
 8 witnesses to appear at such hearings, and witnesses may be sworn and examined
 9 by the commissioners upon the hearing of said applications. Each person appear-
 10 ing in response to an application to have name erased shall deliver to the com-
 11 missioners a written answer, which shall be, in substance, in the words and figures
 12 following:

13 "I do solemnly swear that I am a citizen of the United States, that I have
 14 resided in the State of Illinois since the.....day of.....,
 15 and in the county of....., said State, since the.....
 16 day of....., and in the.....precinct of the.....
 17 ward, in the city of....., said county and State, since the
 18day of....., and that I am.....
 19 years of age; that I am the identical person registered in said precinct under the
 20 name I subscribe hereto."

21 This answer shall be signed and sworn to before one of the commissioners,
22 and it shall be preserved and filed in the office of the commissioners. They shall
23 take up the wards and precincts in their numerical order. The decision of each
24 application shall be announced at once after hearing, and a minute made thereof,
25 and when an application to be registered or to be restored to such register shall
26 be allowed, the said board shall cause the same to be made upon the two registers
27 of said precinct so in its possession. And where an application to erase a name
28 shall be allowed, said board shall cause the same to be erased forthwith.

Sec. 13. The county court of the county in which such city or incorpor-
2 ated town shall be located shall, on Friday and Saturday of the week prior
3 to the week in which such Presidential election is to be held, especially sit to
4 hear such applications as shall be made to it to be placed upon the register in
5 any particular precinct. Such application shall be sworn to, and shall state
6 that the party making the same has applied to the board of registry of the
7 precinct and to the board of election commissioners, and that one or both
8 boards refused to place him upon such registry, or has stricken his name from
9 such registry, as the case may be. Application shall be made on or before
10 the opening of the court on the Friday last aforesaid, and the court shall
11 cause a docket of such applications to be made out, arranged by wards and
12 precincts, and the same shall be heard summarily and evidence may be intro-
13 duced for and against such applications. Each case shall be decided at once
14 on hearing, and the clerk of the court shall make a minute of the disposition
15 of each application; a copy of such minute shall at once be given to said com-
16 missioners, who shall forthwith cause such names to be placed upon the ap-
17 propriate register, and indicate that it was entered by order of court. After
18 the entry of the applications, so allowed by said court, no further change shall
19 be permitted, and the appropriate stamp prepared shall be affixed to the end
20 of each page of names in each precinct registered by said board of commis-
21 sioners. Said books of registry so prepared shall, on the day prior to the
22 election, be delivered to the judges of election, one only, however, to be deliv-

ered to the judge or judges representing the same political party. No person admitted to the registry by order of such court or such board shall be protected by such order in case he should be indicted for false registration or false voting.

Sec. 14. In case said county court shall refuse any such application an order shall be entered accordingly on the Wednesday following the session of the court held for the purpose aforesaid, and any person desiring to appeal from the said order may appeal to the Supreme Court of the State, if application be made therefor within five days after the entry of said order, and such appeal shall be allowed on the giving of an appeal bond in the penalty of \$250.00, conditioned to pay the expenses of such appeal. The time for filing such appeal bond and certificate of evidence shall be fixed by the court, and upon presentation to the court of a certificate containing the evidence heard at such hearing, within the time fixed by the court, the court shall sign the same, and thereupon the same shall become part of the record in said cause.

Sec. 15. A supplemental list of all persons who shall have been registered by order of said board, or by order of such county court, and a supplemental list of all persons erased from such registry by order of said board of commissioners or of said county court, of sufficient quantity to accommodate each precinct, shall be printed by such board; and thereupon, on the day of election, said board shall cause to be posted up at each precinct where such election is to be held, the original printed registry and supplemental lists aforesaid, and shall also cause a copy thereof to be delivered to each judge and clerk, and to all other persons of the ward or town demanding the same.

Sec. 16. If any qualified elector who has been registered shall be absent from the county in which he is registered and resides on the days of the hearing of suspects or on the day of the hearing of applications to erase names, he may appear before any judge or clerk of any court of record, or notary public, or if in

5 a foreign country, before any minister, consul or vice-consul of the United
6 States, or before an officer of the bureau of registration, and may make and sub-
7 scribe an affidavit as to his residence, specifying in what ward and precinct he
8 resides and is registered and stating the street and number of his residence; that
9 he was necessarily and unavoidably absent from said county and city of his res-
10 idence on the day of revision or hearing of suspect notices, or on the days of the
11 hearings of applications to erase names, and setting forth in such affidavit all
12 the matters required for the obtainment by him of original registration. He
13 shall forward such affidavit, duly authenticated as above, by mail addressed to
14 the board of election commissioners of such city, or shall deliver such affidavit in
15 person to such board, who shall file and preserve the same; and thereupon if
16 upon the consideration of such affidavit and of such other evidence as may be
17 obtained by them, said board of election commissioners shall be satisfied that
18 such affiant is the person so registered and is a qualified voter in such precinct,
19 his name shall be established of record by them as a qualified voter in such
20 precinct. Such affidavits must be filed and the names established not later than
21 the Friday preceding the election.

22 Whenever any elector between the dates of the general registration shall
23 have lawfully changed her surname by change or assumption of marital rela-
24 tions, she shall be entitled to have her registered name changed upon the regis-
25 try list to conform to her new surname by making an additional and amendatory
26 affidavit before the election commissioners and filing the same in said office and
27 thereupon, if the board of election commissioners shall be satisfied that the
28 affiant is the same person originally upon the registry and a qualified voter in
29 the precinct and ward the surname of such qualified voter shall be changed upon
30 the registry accordingly.

31 The election commissioners shall provide the proper blanks for the fore-
32 going affidavits to be filed by the absentee voters and by persons whose names
33 shall have been so changed and such affidavit shall be uniform as to all voters
34 respectively; and shall alone be used.

Sec. 17. Every general registration and all proceedings in connection
2 therewith shall be made in the same manner and in conformity with directions
3 heretofore given.

Sec. 18. At all elections and primary elections held in any such city or
2 incorporated town, between the general registrations herein provided for, the
3 preceding general registration shall be used, but the same shall be revised and
4 added to as hereinafter provided for.

Sec. 19. For the purpose of enabling voters to become registered between
2 said general registrations the office of the board of election commissioners of
3 any such city or incorporated town shall remain open from the hour of nine
4 o'clock A. M. until nine o'clock P. M. on each day (except Sundays and legal
5 holidays) subsequent to the last preceding primary or election day until and
6 including the thirtieth day prior to the next succeeding primary or election day
7 and on said thirtieth day said offices shall remain open from nine o'clock A. M.
8 until eleven o'clock P. M., provided that when a primary or election shall be
9 held within ten days succeeding any other primary or election no registration
10 shall be allowed at the offices of the board of election commissioners after the
11 thirtieth day preceding the prior primary or election, but any qualified elector
12 may register at the places designated for the purposes of registration at the
13 session of the board of revision as hereinafter provided for. The board of re-
14 vision shall indicate on the affidavits and registers that such person so register-
15 ing is not a qualified voter for the next succeeding primary election but is a
16 qualified voter for the primary or election falling within ten days after the
17 next succeeding primary or election. Such names so registered by the board of
18 revision shall be deemed to be qualified voters unless erased from the registers
19 by the board of election commissioners or the county court in like manner and
20 upon such proceedings as is herein provided for the hearings of applications to
21 erase names from the registers.

22 And in addition thereto said board of election commissioners shall designate
23 nate convenient and accessible places in each ward and incorporated town at
24 which such voters may apply for registration. The board of election commissioners
25 shall designate which precincts shall be combined for the purposes of registration
26 at a single place as herein provided, but shall not combine less than five
27 nor more than ten precincts contiguous to each other for registration at the
28 same designated place. Said board of election commissioners shall select three
29 judges and two clerks of election from the judges and clerks of the precincts
30 so combined to act as a board of registry for each and every two of the designated
31 places of registration. One of such judges and one of such clerks shall
32 be affiliated with the political party represented by the minority of the commissions
33 on the board of election commissioners and two of such judges and one of
34 such clerks shall be affiliated with the other political party represented on such
35 board of election commissions. If there should be three political parties represented
36 on such board of election commissions then each of such parties shall be
37 entitled to one judge on such board of registry. Such board of registry shall
38 sit one evening at each of two places so designated from six o'clock P. M.
39 until ten o'clock P. M. on the twenty-seventh and twenty-eighth days preceding
40 any primary or election for the purpose of registering such voters as may
41 apply for registration. Said board of election commissioners shall give notice
42 of the times and places of such registration by posting at least one week prior
43 to the first day of said ward registration ten notices thereof in as many conspicuous
44 places in each precinct and one notice at each place designated as a
45 place of registration and by publishing notice thereof in three or more newspapers
46 in general circulation in such city or incorporated town for at least one
47 week preceding the first day of said ward or town registration.

48 Said boards of registry shall immediately at the close of each day of registration
49 and not later than noon of the day following, return all affidavits received by them
50 to the board of election commissioners and shall make oath that the affidavits so
51 returned are the identical affidavits executed by persons applying

52 to them for registration; that such affidavits are all the affidavits so executed
53 before them and no others.

54 All persons who are or will be, at or before said succeeding primary or
55 election, qualified voters in the precincts in which they desire to vote, may make
56 application, under oath, and in person, to such board of election commissioners
57 to be registered, applying therefor at the offices of said board or at the places
58 designated in the various wards and towns during the time aforesaid. Each ap-
59 plicant for registration must make oath to and sign an affidavit setting forth full
60 information as to his or her qualifications in like manner and to the same ex-
61 tent as is required at general registrations. Upon the filing of such affidavits
62 the board of election commissioners shall cause the name of such applicant, to-
63 gether with the other facts set forth in such affidavit, to be at once entered in
64 the registers of the precinct in which such address is located and if the name
65 of such applicant appears upon the registers of any other precinct, as shown by
66 such affidavit, said board shall forthwith erase the same from the registers of
67 such other precincts. The public registers shall not be posted in the various pre-
68 cincts but shall be kept at the offices of the board of election commissioners
69 and shall be open to the public at all times.

70 If a voter already registered removes from one place to another in the same
71 precinct during the time aforesaid, he or she shall apply to said board of elec-
72 tion commissioners at its offices or the places designated in the various wards
73 and towns, on or prior to said twenty-seventh day and make oath as to such re-
74 moval, and the registers shall be corrected accordingly, otherwise such per-
75 sons cannot vote: *Provided*, that any voter, making such removal subsequent to
76 said twenty-seventh day and preceding the next ensuing primary or election,
77 may make oath before one of the judges of such precinct that he is the identical
78 person whose name appears upon the registers as having been registered at
79 some other place in such precinct (naming the place) and giving the day of his
80 or her removal (which shall be subsequent to said twenty-ninth day), and such
81 statement shall be verified by two householders residing in such precinct, that

82 he is the identical person so registered at such other place in the precinct,
83 whereupon such judges of election, if they believe him to be the same person
84 so registered at such other place, and that he made the removal at the time
85 specified in such sworn statement, shall receive his vote.

Sec. 20. Immediately after the said twenty-seventh day, or as soon as all
2 entries have been made from the affidavits aforesaid, said registers shall be
3 compared and made to agree, and the said board of election commissioners shall
4 cause all the names and addresses upon the registers of each precinct to be
5 transcribed into verification lists in the same manner as is provided at the gen-
6 eral registration, and not later than the twenty-second day preceding the elec-
7 tion or primary, as the case may be, such board shall deliver such verification
8 lists to the clerks of election for each precinct, and upon said twenty-first day
9 or the day following, the clerks of election shall canvass their respective pre-
10 cincts in the same manner and with like power as is provided for general regis-
11 trations and such clerks of election shall serve notices personally and by mail in
12 like manner as provided for general registrations and shall have the same powers
13 and be subject to the same penalties as at general registrations. The notices
14 served hereunder shall require the persons to whom such notice shall be directed
15 to appear before the board of revision upon the Saturday following, giving the
16 time at which such board of revision shall be in session and the place where such
17 board of revision shall sit, to show cause why his name should not be erased
18 from the registry. Such clerks shall immediately at the close of such canvass
19 deliver their verification lists, together with a list as required at general regis-
20 trations, of the names of the parties to whom notices have been sent and the
21 manner of giving such notices to the board of election commissioners and make
22 oath as to the correctness thereof and the completeness of such canvass. Either
23 of the clerks of any precinct shall have the right and power of both in the matter
24 pertaining to the canvass, but in case either refuses or neglects to go and make
25 such canvass, then the other may make such canvass alone. A clerk who wil-
26 fully neglects to perform his duty in making such canvass shall be deemed guilty

27 of a misdemeanor and on conviction shall be imprisoned in the county jail not
 28 exceeding sixty days nor less than thirty days and shall also be deemed guilty
 29 of a contempt of court and be punished accordingly as an officer of the county
 30 court. In case of temporary disability on the part of either canvasser or clerk,
 31 the judge of election who belongs to the same party may appoint a temporary
 32 clerk or canvasser who shall belong to the same party and administer to him the
 33 usual oath of office and he shall perform all the duties of the office until the
 34 disability of the regular clerk or canvasser is removed.

Sec. 21. On the Saturday following the Tuesday three weeks preceding any
 2 primary or election, three judges and two clerks of election of the precincts
 3 combined for the purpose of intermediate registration as herein provided, shall
 4 meet at the place provided for such intermediate registration and they shall re-
 5 main in session from six o'clock P. M. to ten o'clock P. M. for the sole purpose
 6 of revising the registry and no new names shall be added except as provided in
 7 section 19 of this Act. If any person to whom notice has been given as herein
 8 provided shall appear before said board of revision during the session he shall
 9 make oath and sign an affidavit in substance as follows:

10 "I do solemnly swear that I am a citizen of the United States and that I
 11 have resided in the..... precinct of the ward, in the city
 12 of (or incorporated town of) and the county
 13 of and the State of Illinois, since the day of.....,
 14 and that I have never been convicted of any crime (or if convicted state the
 15 time and when pardoned by the Governor of any State)."

16 This affidavit shall be signed and sworn to before one of such judges of
 17 election and it shall be preserved and filed in the office of said election commis-
 18 sioners. Thereupon said board of revision shall further examine him and shall
 19 also swear such witnesses as may appear, and hear them upon the question, and
 20 they shall also have the power to send one or both of said clerks to make fur-
 21 ther examination and inquiry at the place claimed by such person to be his resi-
 22 dence and examine such clerk touching the same, and if after such examination

23 and hearing the majority of said board are of the opinion that such person is
24 not a qualified voter in his precinct they shall mark the word "yes" in the column
25 of the register marked "erased" and shall also draw a line in ink under his name,
26 which memorandum, in case of any registration, shall indicate that the name of
27 such person is erased from the registry and such person shall not be entitled to
28 vote unless his name be restored as hereinafter provided. At the close of such
29 session if any person so notified to appear at such session has not appeared and
30 shown cause why his name should not be erased from the registry, the name
31 shall be erased in the manner aforesaid.

32 The "verification lists" aforesaid, after the final revision, shall be at once
33 returned by the board of revision to the board of election commissioners. The
34 board of election commissioners shall select the judges and clerks to act as the
35 board of revision as herein provided. One of such judges and one of such clerks
36 shall be affiliated with the leading political party represented by a minority of
37 all commissioners in said board of election commissioners and two of such
38 judges and one of such clerks shall be affiliated with the other leading political
39 party represented by such board of election commissioners. If there should be
40 three political parties represented in said board of election commissioners then
41 each of said parties shall have one representative as judge in each such board
42 of revision. The board of election commissioners shall deliver to one of the
43 judges of such board of revision, not later than the hour designated for the open-
44 ing of the session of such board of revision all the registers and verification
45 lists for the precincts for which such board of revision shall act. At the end
46 of the session of the board of revision such board of revision shall compare and
47 correct the registers and make them correspond and agree, and such board of
48 revision shall then immediately following the last name on each page of the
49 registry sign their names so that no other name can be added without discovery
50 and shall add the certificate as provided at general registrations and thereafter
51 and not later than noon of the next day, said board of revision shall return the
52 registers to the possession of the board of election commissioners and thereupon

53 the said board of commissioners shall at once cause copies to be
 54 made of such registers of all names upon the same with the addresses not marked
 55 erased and shall have the same arranged according to the streets, avenues,
 56 courts or alleys, commencing with the lowest number and arranging the same
 57 in order according to the street numbers and shall then cause such precinct
 58 registers under such arrangements to be printed in plain, large type in sufficient
 59 numbers to meet all demands and upon application therefor, a copy of the same
 60 shall be given to any person in such precinct.

Sec. 22. Any voter of a precinct whose name may be improperly erased from
 2 the registers by reason of any defect in notice, insufficiency of address or other
 3 reason, may apply personally in writing under oath to said board of election
 4 commissioners for restoration to the registers. Such applications may be filed
 5 between the hours of nine o'clock A. M. and six o'clock P. M. not later than the
 6 fourth day preceding such primary or election and said board shall sit to hear
 7 any such applications between the hours of ten o'clock A. M. and nine o'clock
 8 P. M. on the fourth, fifth and sixth days preceding such primary or election and
 9 if the facts show that such voter actually and in truth resides at the address in-
 10 dicated on the registers his or her name shall be restored to the registers forth-
 11 with.

Sec. 23. Any voter of a ward or town containing such precinct, may,
 2 between the hours of nine o'clock A. M. and six o'clock P. M., not later than
 3 the seventh day preceding an election or primary, make application, in writ-
 4 ing, before such board of election commissioners to have any name upon such
 5 registers of such precinct erased, which application shall be in words and
 6 figures as follows:

7 "I (or we).....do solemnly swear (or affirm) that I (or we) have
 8 made diligent canvass and inquiry and that I (or we) believe that
 9is not a qualified voter in the.....
 10 precinct.....ward of the city (town) of....., and
 11 hence I (or we) ask that his name be erased from the registers of such precinct."

12 Such application shall be signed and sworn to by the applicant and filed
 13 with said board. Thereupon notice of such application, with a demand to appear
 14 and show cause why his name shall not be erased from said registers, shall be
 15 personally served upon such person or left at his place of residence, named in
 16 such registry, by a messenger of such board of election commissioners, and, as
 17 to the manner and time of serving such notice, such messenger shall make
 18 affidavit; said messenger shall also make affidavit of the fact, in case he cannot
 19 find such person at his place of residence, and that he went to the place named
 20 on such registers as his place of residence. Such notice shall be served at least
 21 one day before the time fixed for such party to show cause. Said board shall
 22 also cause a like notice or demand to be sent by mail duly stamped and directed,
 23 to such person, to the address upon said registry at least two days before the
 24 day fixed in said notice to show cause.

Sec. 24. The board of election commissioners shall sit to hear such appli-
 2 cations between the hours of ten o'clock A. M. and nine o'clock P. M. on the
 3 fourth, fifth and sixth days preceding the election or primary, as the case
 4 may be. At the request of either part to such application, said board shall
 5 issue subpoenas to witnesses to appear at such hearings, and witnesses may be
 6 sworn and examined by the commissioners upon such hearing. Each person
 7 appearing in response to an application to have name erased shall deliver to the
 8 commissioners a written answer, which shall be, in substance, in words and
 9 figures, as follows:

10 STATE OF ILLINOIS, }
 11COUNTY. } ss.

12 "I do solemnly swear that I am a citizen of the United States, that I have
 13 resided in the State of Illinois since theday of
 14, and in the county ofand said State since the.....day of
 15, and in the.....precinct of the.....ward, in the city of
 16, said county and state, since the.....
 17 day of....., and that I am.....years of age; that I

18 am the identical person registered in said precinct under the name I subscribe
19 hereto.”

20 This answer shall be signed and sworn to before one of the commissioners
21 and shall be preserved and filed in the office of said board. They shall take up
22 the wards and precincts in their numerical order. The decision of each applica-
23 tion shall be announced at once after hearing and a minute thereof made, and
24 when an application to erase a name be allowed said board shall cause the same
25 to be erased upon the two registers of said precinct accordingly.

Sec. 25. The county court of the county in which such city or incor-
2 porated town is located shall on the third and fourth days preceding any elec-
3 tion or primary especially sit to hear such applications as may be made to it to
4 be placed upon the registers of any particular precinct. Such application shall be
5 sworn to, and shall state that the party making the same has applied to the board
6 of election commissioners and been refused registration, or has been improperly
7 erased from the registry list by such board of election commissioners, as the
8 case may be. Applications shall be made on or before the opening of court on
9 either of the days aforesaid, and the court shall cause a docket of such applica-
10 tions to be made out arranged by wards and precincts, and the same shall be
11 heard summarily and evidence may be introduced for and against such applica-
12 tions. Each case shall be decided at once on hearing, and the clerk of the court
13 shall make a minute of the disposition of each application, a copy of which shall
14 at once be given to said commissioners, and in case any name is to be restored to
15 the registry, said commissioners shall forthwith cause such name to be placed
16 upon such registers for the proper precinct and indicate that it was entered by
17 order of court. After the entry of such applications, so allowed by said court, no
18 further change shall be permitted and an appropriate stamp shall be fixed at
19 the end of each page of names where names have been added by either the board
20 of election commisisoners or said court. Said books of registry so prepared
21 shall, on the day prior to the election or primary, be delivered to the judges of
22 election, one only, however, to be delivered to the judge or judges representing

23 the same political party. No person admitted to the registry by order of such
24 court or such board shall be protected by such order in case he should be tried
25 under indictment or otherwise for false registration or false voting.

Sec. 26. In case said county court shall refuse any such application an
2 order shall be entered accordingly not later than the eighth day preceding the
3 election or primary, and any person desiring to appeal from the said order may
4 appeal to the Supreme Court of the State, if application be made therefor within
5 five days after the entry of said order and such appeal shall be allowed on the
6 giving of an appeal bond in the penalty of \$250.00, conditioned to pay the
7 expenses of such appeal. The time for filing such appeal bond and certificate of
8 evidence shall be fixed by the court and upon presentation to the court of a cer-
9 tificate containing the evidence heard at such hearing, within the time fixed by
10 the court, the court shall sign the same, and thereupon the same shall become a
11 part of the record in said cause.

Sec. 27. A supplemental list of all persons who shall have been registered
2 by order of said board or by order of county court, and a supplemental list of
3 all persons erased from such registry by order of said board of commissioners
4 or of said county court of sufficient quantity to accommodate each precinct shall
5 be printed by such board and thereupon on the day of election said board shall
6 cause to be posted up at each precinct where such election is to be held the
7 original printed registry and supplemental list aforesaid and shall also cause
8 a copy thereof to be delivered to each judge and clerk and to all other persons of
9 the ward, village or town demanding the same.

Sec. 28. In order more fully to carry out and effectuate the intent of
2 this Act said board of election commissioners shall cause to be constituted from
3 among its employees a bureau of registration which shall have immediate charge
4 of all matters and records pertaining to the registration of voters in the offices
5 of said board, under the supervision and control of said board and its chief
6 clerk. Such bureau shall consist of a superintendent and assistant superin-

7 tendent and such number of other employees as may be necessary to carry out the
 8 work of registration in the offices of such board as provided in this Act. Said
 9 superintendent shall be a member of the leading political party represented by a
 10 majority of the commissioners on said board and said assistant superintendent
 11 shall be a member of the leading political party represented by the minority mem-
 12 ber of said board; and the remaining employees constituting such bureau shall be
 13 apportioned between said two leading political parties in the proportion of two
 14 members of the leading political party represented by a majority of the com-
 15 missioners on said board to one member of the leading political party repre-
 16 sented by the minority member of said board. The superintendent, assistant
 17 superintendent, and other employees in the Bureau of Registration shall be se-
 18 lected by the board of election commissioners from lists of three or more names
 19 for each office or position to be filled, such lists to be submitted to the board
 20 by the managing committees of the respective two leading political parties in the
 21 city within ten days after notice to either such committees that a vacancy exists
 22 which is to be filled by a person who is affiliated with the party represented by
 23 such committee. Said superintendent, assistant superintendent and employees
 24 constituting such bureau of registration shall take an oath of office before the
 25 judge of the county court of such county as follows:

26 "Ido solemnly swear (or affirm)
 27 that I am a citizen of the United States and that I am a legal voter in the
 28 city ofin the State of Illinois. That I will sup-
 29 port the laws and Constitution of the United States and of the State of Illi-
 30 nois, and that I will faithfully and honestly discharge the duties imposed
 31 upon me by the board of election commissioners as a member of the bureau
 32 of registration of the board of election commissioners, according to the best
 33 of my ability."

34 Such oath shall be filed of record in said county court and such employees
 35 shall thereupon become officers of the county court, and shall be liable in a pro-
 36 ceeding for contempt for any misbehavior or neglect of duty, to be tried in open

37 court on oral testimony in a summary way, without formal pleadings, and in
38 addition thereto shall be subject to the same penalties and punishments as are
39 now provided by law for the commission of crimes or misdemeanors on the part
40 of judges or clerks acting as a board of registry at general registrations.

Sec. 29. If any qualified elector who has been registered shall be absent
2 from the city or incorporated town in which he is registered and resides, on the
3 day of the hearing of suspects or on the days of the hearings of application to
4 erase names, he may appear before any judge or clerk of any court of record, or
5 notary public, or if in a foreign country before any minister, consul or vice-
6 consul of the United States, or before an officer of the bureau of registration,
7 and may make and subscribe an affidavit as to his residence, specifying in what
8 ward and precinct he resides and is so registered and stating the street and the
9 number of his residence; that he was necessarily and unavoidably absent from
10 said city or town of his residence on the day of revision or hearing of suspect
11 notices, or on the days of the hearings of applications to erase names, and set-
12 ting forth in such affidavit all the matters required for the obtainment by him of
13 original registration; and he shall forward such affidavit duly authenticated as
14 above by mail addressed to the board of election commissioners, or shall de-
15 liver such affidavit in person to such board, who shall file and preserve the same;
16 and thereupon if upon the consideration of such affidavit and of such other evi-
17 dence as may be obtained by them, said board of election commissioners shall
18 be satisfied that such affiant is the person so registered and is a qualified voter in
19 such precinct, his name shall be established of record by them as a qualified voter
20 in such precinct. Such affidavits must be filed and the names established of
21 record not later than the fourth day preceeding the election or primary.

22 Whenever any elector between the dates of the general registrations shall
23 have lawfully changed her surname by change or assumption of martial relations
24 she shall be entitled to have her registered name changed upon the registry lists
25 to conform to her new surname by making an additional or amendatory affidavit
26 before the election commissioners and filing the same in said office, and there-

27 upon, if the board of election commissioners shall be satisfied that the agent is
28 the same person originally upon the registry and a qualified voter in the precinct
29 and ward the surname of such qualified voter shall be changed upon the registry
30 accordingly.

31 The election commissioners shall provide the proper blanks for the foregoing
32 affidavits to be filed by absentee voters and by persons whose names shall have
33 been so changed and such affidavit shall be uniform as to all voters respectively;
34 and shall alone be used.

Sec. 30. The public shall not have access to the registers or to the affidavits
2 filed for registration except in the presence of a clerk of the election commis-
3 sioners, and under the direction of the chief clerk.

4 Any judge or clerk of election, or other person, who shall copy any state-
5 ment contained in any register or affidavit provided for in this Act, or permit
6 other persons to do so while such registers or affidavits are in his possession;
7 or shall give to any person information contained in any register or affidavit
8 to assist or aid any persons to do an act by law forbidden or in this Act con-
9 stituted an offense, shall upon conviction thereof, be adjudged guilty of a mis-
10 demeanor, and shall be punished by imprisonment in the county jail for not
11 less than three (3) months nor more than twelve (12) months, provided that
12 copies of the names and addresses of the voters, together with one answer for
13 each voter from among all the answers as to qualification written after the
14 name of the voter in the registers can be made in the office of the board of
15 election commissioners. Application to copy the names and addresses and one
16 reply or answer (the one reply or answer desired being specified in the applica-
17 tion) must be made to the board of election commissioners, but such copying
18 cannot be done at any time within forty (40) days preceding nor thirty (30)
19 days succeeding an election or primary.

Sec. 31. The board of election commissioners shall furnish all necessary
 2 forms, blanks, stationery, supplies, etc., proper and necessary to carry out the
 3 provisions of this Act; and the said board is hereby authorized to incur and
 4 make all expenditures for costs, compensations, salaries, fees and other expenses
 5 necessary to carry into effect the provisions of this Act; and payment thereof
 6 shall be made in the same manner as is now or may hereafter be provided by
 7 law for like expenditures of said board.

Sec. 32. All laws and parts of laws in conflict with the provisions of this
 2 Act are hereby repealed as to such cities and incorporated towns. But all laws
 3 and parts of laws not inconsistent with the provisions of this Act shall continue
 4 in full force and effect, and be applicable to the registration of voters in any
 5 such city or incorporated town.

Sec. 33. If any person shall falsely personate an elector or other person,
 2 and register, or attempt or offer to register, in the name of such elector or other
 3 person;

4 Or if any person shall knowingly or fraudulently register or offer, or
 5 attempt, or make application to register, in, or under the name of, any other
 6 person, or in, or under any false, assumed or fictitious name, or in, or under any
 7 name not his own;

8 Or shall knowingly or fraudulently register in two election precincts;

9 Or, having registered in one precinct, shall fraudulently attempt or offer
 10 to register in another;

11 Or shall fraudulently register or attempt, or offer, to register in any elec-
 12 tion precinct, not having a lawful right to register therein;

13 Or shall knowingly or willfully do any unlawful act to secure registration
 14 for himself or any other person;

15 Or shall knowingly, willfully or fraudulently, by false personation or other-
 16 wise, or by any unlawful means cause or procure, or attempt to cause or pro-
 17 cure, the name of any qualified voter, in any election precinct, to be erased or

18 stricken from any registry of the voters of such precinct, made in pursuance
19 of this Act or otherwise, as in this Act provided;

20 Or by force, threat, menace, intimidation, bribery, reward or offer, or prom-
21 ise thereof, or other unlawful means, prevent, hinder or delay any person,
22 having a lawful right to register or be registered, from duly exercising such
23 right;

24 Or shall knowingly, willfully or fraudulently compel or induce, or attempt,
25 or offer to compel or induce, by such means, or any unlawful means, any judge
26 of election or other officer of registration in any election precinct to register or
27 admit to registration any person not lawfully entitled to registration in such
28 precinct;

29 Or to register any false, assumed or fictitious name, or any name of any
30 person except as provided in this Act;

31 Or shall knowingly, or willfully or fraudulently interfere with, hinder or
32 delay any judge of election, or other officer of registration, in the discharge of
33 his duties, or counsel, advise or induce, or attempt to induce, any such judge or
34 other officer to refuse or neglect to comply with or to perform his duties, or to
35 violate any law prescribed for regulating the same;

36 Or shall aid, counsel, procure or advise any voter, person, judge of election,
37 or other officer of registration, to do any act by law forbidden, or in this Act con-
38 stituted an offense, or to omit to do any act by law directed to be done;

39 Every such person, upon conviction thereof, shall be adjudged guilty of a
40 misdemeanor, and shall be punished by imprisonment in the county jail for not
41 less than three months nor more than one year.

Sec. 34. If any judge or clerk of election, or other officer of registration,
2 revision, election or canvass, of whom any duty is required, in this Act, shall
3 be guilty of any willful neglect of such duty;

4 Or of any corrupt or fraudulent conduct or practice in the execution of the
5 same;

6 He shall, upon conviction thereof, be adjudged guilty of a misdemeanor, and
 7 shall be punished by imprisonment in the county jail for not less than three
 8 months nor more than one year.

Sec. 35. Every judge or clerk of election, or other officer or person having
 2 the custody of any record, register of voters or copy thereof, oath, return or
 3 statement of votes, certificate, poll list, or of any paper, document or vote of
 4 any description in this Act directed to be made, filed or preserved, who is guilty
 5 of stealing, willfully destroying, mutilating, defacing, falsifying or fraudulently
 6 removing or secreting the whole or any part thereof;

7 Or who shall fraudulently make any entry, erasure or alterations therein,
 8 except as allowed and directed by the provisions of this Act;

9 Or who permits any other person so to do;

10 Shall, upon conviction thereof, be adjudged guilty of a felony, and shall be
 11 punished for each and every such offense by imprisonment in the penitentiary
 12 for not less than one year nor more than ten years.

Sec. 36. Every person not an officer, such as is mentioned in the last pre-
 2 ceding section, who is guilty of any of the acts specified in said last section, or
 3 who advises, procures or abets the commission of the same, or any of them, shall
 4 upon conviction thereof be adjudged guilty of a felony, and for each and every
 5 such offense shall be punished by imprisonment in the penitentiary for not less
 6 than one year nor more than ten years. And such offense shall be deemed to
 7 have been committed whether such person has or had any custody or control,
 8 rightful or otherwise, over, or is charged with any duty in relation to, said
 9 records, registers, ballots or other documents.

Sec. 37. Any person who shall be convicted of willfully and corruptly
 2 swearing or affirming in taking any oath or affirmation prescribed by or upon
 3 any examination provided for in this Act, shall be adjudged guilty of willful
 4 and corrupt perjury, and shall be punished according to the laws of this State.

Sec. 38. Every person who shall willfully and corruptly instigate, advise,
2 induce or procure any person to swear or affirm falsely, as aforesaid, or
3 attempt or offer so to do, shall be adjudged guilty of subornation of perjury,
4 and shall upon conviction thereof suffer the punishment directed by law in
5 cases of willful and corrupt perjury.

Sec. 39. If at any general registration of voters, or revision thereof, any
2 person shall cause any breach of the peace, or be guilty of any disorderly
3 violence or threats of violence, whereby any such registration, revision, election,
4 or canvass shall be impeded or hindered;

5 Or whereby the lawful proceedings of any judge of election, or board of
6 registration, are interefered with;

7 Every such person shall, upon conviction thereof, be adjudged guilty of a
8 misdemeanor, and shall be punished by imprisonment in the county jail for not
9 less than thirty days nor more than one year; or by a fine of not less than two
10 hundred and fifty (250) dollars nor more than one thousand (1,000) dollars; or
11 by both such fine and imprisonment.

Sec. 40. If any person knowingly or willfully shall obstruct, hinder or
2 assault, or by bribery, solicitation or otherwise, interfere with any judge or clerk
3 of election, or person in charge of the registration or revision of voters, in the
4 performance of any duty required of him, or which he may by law be authorized
5 or permitted to perform;

6 Or if any person, by any of the means before mentioned or otherwise
7 unlawfully shall, on the day of registration, revision of registration, hinder or
8 prevent any judge or clerk of election in his free attendance and presence at the
9 place of registration, or revision of registration, or of election, in the election
10 precinct, in and for which he is appointed or designated to serve;

11 Or in his full and free access and egress to and from any such place of
12 registration or revision of registration;

13 Or to and from any room where such registration, or revision of registra-
14 tion, or making of any return or certificates thereof, may be had;

15 Or shall molest, interfere with, remove or eject from any such place of
16 registration, or of making of returns or certificates thereof, any such judge or
17 clerk of election, except as otherwise provided in this Act, or shall unlawfully
18 threaten, or attempt or offer so to do;

19 Every such person shall be guilty of a misdemeanor, and, on conviction
20 thereof, shall be punished by imprisonment in the county jail for not less than
21 six months nor more than one year;

22 Or shall be fined not less than five hundred (500) nor more than two thou-
23 sand (2,000) dollars, or both.

Sec. 41. If at any registration of voters or revision thereof, hereafter held
2 in such city, any judge or clerk of election, or person in charge of such registra-
3 tion or revision, shall knowingly or willfully admit any person to registration or
4 make any entry upon any register or poll book;

5 He shall, upon conviction thereof, be adjudged guilty of a misdemeanor, and
6 shall be punished by imprisonment in the county jail for not less than thirty nor
7 more than sixty days; or by a fine of not less than one hundred (100) nor more
8 than one thousand (1,000) dollars, or by both such fine and imprisonment.

Sec. 42. If any judge of election, in any election precinct, shall, without
2 urgent necessity, absent himself from the place of registration in said precinct,
3 upon any day of registration or revision whereby less than a majority of all the
4 judges in such election precinct shall be present during such hours of regis-
5 tration;

6 He shall, upon conviction, be adjudged guilty of a misdemeanor, and shall be
7 punished by imprisonment in the county jail for not less than sixty days, nor
8 more than six months; or shall be fined not less than five hundred (500) nor
9 more than one thousand (1,000) dollars, or both.

Sec. 43. Whoever, during the hours of registration, revision of registration
2 or of making returns thereof, shall bring, take, order or send into, or shall
3 attempt to bring, take or send into any place of registration, or revision of
4 registration, or of election, any distilled or spirituous liquors whatever; or shall
5 at any such time and place, drink or partake of such liquor, shall be deemed and
6 held to be guilty of a misdemeanor, and shall be punished according to law.

Sec. 44. In case of misdemeanors committed, where a matter of fine shall be
2 imposed instead of imprisonment, such party shall be discharged from impris-
3 onment only on condition of payment of the fine;

4 And, unless paid, his imprisonment shall continue until such fine shall be
5 canceled by an allowance of three (3) dollars per day for each day of impris-
6 onment.

Sec. 45. It shall be the duty of such election commissioners to aid in the
2 prosecution of all crimes and offenses against this Act;

3 And they shall keep a docket in which shall be entered all complaints against
4 all persons claimed to be guilty of the violations of this law;

5 And when, in the judgment of such election commissioners, such offense has
6 probably been committed, it shall be their duty to cause a prosecution to be insti-
7 tuted in accordance with the provisions of this Act, and cause the parties to be
8 punished accordingly.

9 Said election commissioners, when in session, shall have authority and it
10 shall be their duty to keep the peace, and to cause any person to be arrested for
11 any breach of the peace or for any breach of election law; and it shall be the
12 duty of all officers of the law present to obey the order of such election com-
13 missioners or either of them, and an officer making an arrest by direction of any
14 election commissioner shall be protected in making such arrest the same as if
15 a warrant had been issued to him to make such arrest.



- 1 Introduced by Committee on Municipalities, March 28, 1917.
- 2 Read a first time, ordered printed and to a first reading.

A BILL

For an Act to provide for a firemen's pension fund and to create a board of trustees to administer said fund in cities having a population exceeding two hundred thousand (200,000) inhabitants.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That in each city whose population exceeds two hundred thousand (200,000) inhabitants, having a paid fire department, there is hereby created a firemen's pension fund which shall be collected and administered according to the provisions of this Act.

Sec. 2. Said pension fund shall consist of the following items which shall be set apart and placed to the credit of said pension fund:

(a) Two and one-half per centum of the salary or wages of each fireman to be retained or deducted by the fiscal officers of the city before any part of said salary or wages shall be paid to said firemen.

(b) Five per centum of an amount equal to the monthly salary or wages of each fireman, attached to his rank at the time of his retirement after twenty (20) years' service under the provisions of this Act, which shall be paid monthly

9 by such retired fireman to the treasurer of the board of trustees hereinafter
10 created from the time of such retirement and until he shall reach the age of
11 fifty (50) years.

12 (c) All fines and penalties imposed upon firemen for breach of any rule
13 of the fire department.

14 (d) All rewards in moneys, fees, gifts and emoluments that may be paid for
15 given for or on account of extraordinary services by the fire department or any
16 member thereof (except when allowed to be retained by competitive award).

17 (e) All taxes collected for the firemen's pension fund pursuant to the levy
18 hereinafter authorized.

19 (f) All moneys or property acquired from any source by the board of trus-
20 tees hereinafter created under the powers granted to said board.

21 The city council of such city shall levy annually a tax (for the purpose of
22 providing revenue for the pension fund hereby created, of five-tenths of a mill
23 on the dollar on all taxable property of such city. Said tax shall be in addition
24 to all other taxes which such city is now or hereafter may be authorized to levy
25 upon the aggregate valuation of all property within such city, and shall be levied
26 and collected in like manner with the general taxes of such city; and the county
27 clerk in reducing tax levies under the provisions of section 2 of an Act entitled,
28 "An Act concerning the levy and extension of taxes," approved May 9, 1901,
29 in force July 1, 1901, as subsequently amended, shall not consider the tax herein
30 authorized as a part of the general taxes levied for city purposes and shall not
31 include the same in the limitation of three per cent of the assessed valuation upon
32 which taxes are required to be extended.

33 It shall be the duty of the corporate officers of such city who are or may
34 hereafter be authorized by law to draw warrants upon the treasurer of said city,
35 upon request made in writing by the board of trustees hereinafter created, to
36 draw warrants upon the treasurer of such city payable to the treasurer of said
37 board for all funds in the hands of the treasurer of such city belonging to such
38 pension fund.

Sec. 3. That in each such city there is hereby created a body politic and corporate, under the name and style of "The Board of Trustees of the Firemen's Pension Fund of the City of (name)," which shall have exclusive control and management of the firemen's pension fund. Said board shall be composed of the city treasurer, city clerk, marshal or chief officer of the fire department and the comptroller or chief officer of the finance department of said city and three other persons who shall be chosen from the active firemen of such city, and one other person who shall be chosen from the firemen who have been duly retired under this Act. The members of said board to be chosen from the active firemen shall be elected by ballot at a biennial election, at which election all active firemen of said city shall be entitled to vote; and the members of said board to be chosen from among the firemen who have been duly retired as aforesaid shall be elected by ballot at a biennial election, at which election all firemen retired under this Act shall be entitled to vote.

The election or elections in this section provided for, shall be held on the 3d Monday in April, under the Australian ballot system, at such place or places in said city and under such rules and regulations as shall be prescribed by the board: *Provided*, that no person entitled to vote shall cast more than one vote at such election. In the event of the death, resignation, failure or inability to act of any member of said board, elected under the provisions hereof, the successor to such member shall be elected at a special election which shall be called by said board and shall be conducted in the same manner as the biennial election hereunder.

The said board shall elect from their number a president. The city treasurer shall be *ex-officio* the treasurer of said board and the city clerk shall be *ex-officio* secretary of said board.

The said board of trustees shall submit a report, at least once each year, to the Superintendent of Insurance of this State, and the said Superintendent of Insurance shall prescribe the form for such reports, the matter which they shall contain, and the times when they shall be submitted, and said Superintendent of

11 Insurance shall report the information so submitted to him or a comprehensive
 12 summary thereof, to the Governor of this State at least once each year. The said
 13 Superintendent of Insurance shall also prescribe a system of records and ac-
 34 counting to be used in the management of this fund.

Sec. 4. The members of the board of trustees of the firemen's pension fund
 2 of any such city holding office under any other firemen's pension law existing at
 3 the time this Act shall become effective, shall serve as members of the board
 4 hereby created for the terms for which they were respectively appointed or
 5 elected and until such time as their successors are respectively appointed or
 6 elected and qualified as herein provided. All rights and property of every kind
 7 and description which are vested in the board existing at the time this Act shall
 8 become effective shall be deemed and held to be vested in the board created
 9 under the provisions of this Act; and no rights or liabilities, suit or prosecu-
 10 tion of any kind, either in favor of or against said board, existing at the time
 11 this Act shall become effective, shall be affected by the transfer of the firemen's
 12 pension fund from the control of one board to the other, but the same shall stand
 13 and progress as if no change had been made.

Sec. 5. Said board shall have power:

- 2 (a) To hear and determine all applications for pensions and to suspend the
 3 payment of pensions under this Act and its decisions in such matters shall be
 4 final and conclusive and not subject to review or reversal except by the board.
- 5 (b) To compel witnesses to attend and testify before it upon all matters con-
 6 nected with the operation of this Act in the same manner as is or may be provided
 7 by law for the taking of testimony before masters in chancery, and the presi-
 8 dent or any member of said board is hereby authorized to administer oaths to
 9 such witnesses.
- 10 (c) To take by gift, grant, devise or bequest any money, real estate, per-
 11 sonal property or other valuable thing.

12 (d) To establish and maintain a fund in reserve and to invest said fund,
13 or any part thereof, in the name of said board in interest bearing bonds of the
14 United States, of the State of Illinois, or of any county or municipal corporation
15 of the State of Illinois.

16 (e) To sell or dispose of, in any manner that said board in its judgment
17 deems proper, any or all assets of any kind, which are in the possession or under
18 the control of said board.

19 (f) To employ a physician, counsel or attorney and such clerical aid as may
20 be necessary.

21 (g) To provide for the payment from said pension fund all moneys which
22 may be necessary for the expenses of the board.

23 (h) To make all needful rules and regulations for its government in the
24 discharge of its duties.

25 It shall be the duty of the board:

26 (a) To order payments to be made from the firemen's pension fund all
27 persons entitled thereto under the provisions of this Act.

28 (b) To order that payments of pensions to firemen retired on account of dis-
29 ability be suspended whenever said board shall be satisfied that such disability
30 no longer exists.

31 (c) To report to the city council before the first Monday of September of
32 each year the amount of taxes necessary to be levied to carry out the provisions of
33 this Act for the following fiscal year.

34 (d) To keep a record of all its meetings and proceedings.

35 (e) To require every fireman retired on account of disability to be exam-
36 ined at least once a year by a physician to be selected by the board, and to require
37 said physician to report to the board the physical and mental condition of all such
38 firemen examined by him.

Sec. 6. The treasurer of the board shall be the custodian of said pension
2 fund and shall secure and safely keep the same subject to the control and di-
3 rection of the board. He shall keep his books and accounts concerning said fund

4 in such manner as may be prescribed by the Superintendent of Insurance and
5 said books and accounts shall always be subject to the inspection of the board or
6 any member thereof. The treasurer shall, within ten days after his election or
7 appointment, execute a bond to the board, with good and sufficient securities, in
8 such penal sum as the board shall direct, to be approved by the board, con-
9 ditioned for the faithful performance of the duties of his office, and that he will
10 safely keep and well and truly account for all moneys and property which may
11 come into his hands as such treasurer; that on the expiration of his term of office
12 he will surrender and deliver over to his successor all unexpended moneys and
13 all property which may have come to his hands as treasurer of the firemen's pen-
14 sion fund. Said bond shall be filed in the office of the secretary of said board and
15 in case of a breach of the same, or the conditions thereof, suit may be brought
16 on the same in the name of said board.

Sec. 7. All moneys ordered to be paid from said pension fund to any per-
2 son shall be paid by the treasurer of said board only upon warrants signed by
3 the president of the board and countersigned by the secretary thereof; and no
4 warrant shall be drawn except by order of the board duly entered in the records
5 of the proceedings of the board. In case said pension fund or any part thereof
6 shall by order of said board or otherwise be deposited in any bank, or loaned, all
7 interest or money which may be paid or agreed to be paid on account of any such
8 loan or deposit shall belong to and constitute a part of the firemen's pension fund:
9 *Provided*, that nothing herein contained shall be construed as authorizing the
10 said treasurer to loan or deposit said fund or any part thereof, unless so
11 authorized by the board.

Sec. 8. Any fireman of any such city, after having served twenty (20)
2 years as a fireman, of which the last five (5) years shall be continuous, may retire
3 from active service, and when such retired fireman shall have reached the age
4 of fifty (50) years the board shall order and direct that such fireman shall be
5 paid a monthly pension equal to one-half the amount of monthly salary attached

6 to the rank which he may have held in the fire service at the date of his retire-
7 ment: *Provided*, that the retired fireman has remained in good standing by pay-
8 ing to the treasurer of the board all his monthly contributions from the time of
9 his retirement until he shall have reached the age of fifty (50) years as required
10 by this Act.

11 Any fireman of any such city, who, after having served twenty (20) years as
12 a fireman, of which the last five (5) years shall be continuous, shall be discharged
13 from the fire service, shall be entitled to the same benefits under this Act as
14 firemen who have retired as hereinabove provided.

15 In determining whether the service of a fireman has been continuous for the
16 last five (5) years, under the provisions of this section, all firemen subject to be
17 called to duty, whether in active service or on leave of absence, shall be regarded
18 as being in the fire service but in computing the time for the purpose of deter-
19 mining whether a fireman has served twenty (20) years, all furloughs without pay
20 exceeding thirty (30) days in any one year shall not be counted.

Sec. 9. If any firemen of any such city while in active service or on leave of
2 absence shall become and be so physically or mentally disabled as to render
3 necessary his retirement from active service, said board shall order the retire-
4 ment of such disabled fireman and he shall be paid a monthly pension equal to
5 one-half the amount of salary attached to the rank which he may have held in
6 such fire service at the date of his retirement: *Provided, however*, that no pen-
7 sion shall be allowed to any fireman who has been so physically or mentally dis-
8 abled while on leave of absence without pay for more than thirty days during
9 any year.

10 If, after placing a fireman on the pension roll, the board shall become satis-
11 fied that such retired fireman has recovered from such physical or mental dis-
12 ability, said board shall order the suspension of the payment of his pension and
13 that said fireman report back to the marshal or chief of the fire department of
14 such city, who shall thereupon order the reinstatement of such firemen in active

15 service in the same rank or grade that such fireman held at the time of his
16 retirement.

17 If any fireman of any such city receives any compensation or allowance from
18 such city under and by virtue of the law known as the Workmen's Compensa-
19 tion Act or other similar Act, the pension herein provided for such employee shall
20 be reduced by the amounts so received if they be less than the amounts of such
21 pension, and if any employee receives a sum or sums as compensation or allow-
22 ance in excess of the pension herein provided for such employee, he shall not
23 receive any pension until after the expiration of the period of time during which
24 pension payable at the rate herein stated would equal the amount of such excess
25 sum or sums.

Sec. 10. If any fireman shall die from any cause while in the service, except-
2 ing while on leave of absence without pay for more than thirty days during any
3 year, or if any fireman shall die from any cause during retirement on account of
4 disability or during retirement after twenty years' service and while in good
5 standing, as provided in this Act, and shall leave a widow, minor natural child
6 or children or dependent natural father or mother surviving, said board of
7 trustees shall direct the payment from such pension fund of the following sums
8 of money monthly:

9 (a) To such widow while unmarried, forty-five dollars: *Provided*, that no
10 pension shall be allowed to the widow of any deceased fireman who has mar-
11 ried such fireman subsequent to the date of his retirement with a pension under
12 the provision of this Act, and subsequent to June 30, 1915.

13 (b) To the guardian of any such child or children, ten dollars while their
14 mother is living and unmarried and fifteen dollars if their mother is not living,
15 until said child or children reach the age of eighteen years: *Provided*, that if
16 any such child or children, after reaching the age of fourteen years, shall not
17 attend school, then such child or children not attending school shall be paid five
18 dollars a month while the mother is living and unmarried and ten dollars a
19 month if the mother is not living.

20 (c) To such dependent father or mother, if there be no widow or minor
 21 natural child or children surviving the deceased fireman, the sum of twenty five
 22 dollars: *Provided*, it shall be proved that the deceased fireman at the time of
 23 his death was the sole and only support of such parent or parents.

Sec. 11. If at any time there shall not be sufficient money in the firemen's
 2 pension fund to pay each person entitled to the benefits thereof, the full amount
 3 per month as provided in this Act, then and in that event an equal percentage
 4 of the monthly payments authorized by this Act shall be paid to each beneficiary
 5 thereof until the said fund shall be replenished, warranting the payments in full
 6 to each of said beneficiaries.

Sec. 12. No portion of said pension fund shall either before or after its
 2 order of distribution by said board to any retired fireman or to the widow or
 3 guardian of any minor child or children, or to the dependent parent, or parents
 4 of a deceased fireman, be held, seized taken, or detained or levied on by virtue
 5 of any attachment, execution, injunction writ, interlocutory or other order or
 6 decree, or any process or proceeding whatever issued out of by any court of
 7 this State for the payment or satisfaction in whole or in part of any debt, dam-
 8 ages, claim, demand or judgment against any such fireman or the widow or the
 9 guardian of any minor child or children or dependent parent or parents of any
 10 deceased fireman; and no pensioner shall have the right to assign his or her pen-
 11 sion, or any part thereof; but the said fund shall be sacredly held, kept and
 12 secured and distributed for the purpose of pensioning the persons named in this
 13 Act and for no other purpose whatever.

Sec. 13. In cities which have adopted an Act entitled, "An Act to regulate
 2 the civil service of cities," approved and in force March 20, 1895, all persons who
 3 have been or shall hereafter be appointed to any position which is classified by
 4 the civil service commission of such city in the fire service of such city, and in
 5 cities which have not adopted said civil service Act, all persons appointed to any

6 position in the fire department, shall be included within the meaning of the word
7 or term "fireman" or "firemen" as used in this Act. All other persons who at
8 the time this Act shall become effective shall have contributed to any firemen's
9 pension fund then existing, shall also be included within the meaning of the term
10 "fireman" or "firemen" as used in this Act, and shall be entitled to the benefits
11 of this Act.

12 Any fireman or firemen who shall have served the required period of proba-
13 tion in the fire department of any such city and shall have remained five years
14 under the protection of said pension fund shall not be removed from same
15 because of involuntary transfer from the fire department to some other depart-
16 ment of such city: *Provided, however,* that he shall pay into said pension fund
17 each month an amount equal to that which he would be required to pay in the
18 position he occupied while in the employ of the fire department.

Sec. 14. The widows, orphans and dependent parents of deceased firemen
2 and all retired firemen who are receiving or entitled to pensions under any other
3 firemen's pension law in force in any such city at the time this Act shall become
4 effective, shall be entitled to the benefits and pensions provided for by this Act,
5 and none other, from the time that this Act shall become effective in such city.



- 1 Introduced by Committee on License and Miscellany, March 28, 1917.
- 2 Read a first time, ordered printed and to a second reading.

A BILL

For an Act in relation to athletic exhibitions.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That upon the taking effect of this Act
3 the Governor shall appoint three persons to constitute an athletic commission
4 who shall serve without compensation. Of the commissioners herein provided
5 for, one shall be appointed for a period of one year from and after the taking
6 effect of this Act, one shall be appointed for two years from and after the taking
7 effect of this Act, and one for three years from and after the taking effect of
8 this Act, and upon the expiration of the terms of such commissioners the Gov-
9 ernor shall appoint their successors, each to serve for a term of three years or
10 until their successors are appointed and qualified. The Governor shall appoint,
11 and for cause remove, a secretary to the commission whose duty it shall be to
12 keep a full and true record of all its proceedings and keep the books and records
13 at the general offices of the commission and to perform such other duties as
14 the commission may prescribe. He may, under the direction of the commission,
15 issue subpoenas for the attendance of witnesses before the commission. The
16 salary of the secretary shall be three thousand six hundred (\$3,600) dollars
17 annually, payable in monthly installments. He shall hold office for three years
18 unless removed for cause by the Governor.

Sec. 2. The commission shall maintain offices for the transaction of its
 2 business, in the State capitol in the City of Springfield, Illinois, and there shall
 3 also be an office or offices situated in any portion of the State of Illinois that the
 4 commission may designate. Two members of said commission shall consti-
 5 tute a quorum for the transaction of business.

Sec. 3. The said commission shall, within thirty days after its appoint-
 2 ment and on or before the first day of October of each year thereafter, organize,
 3 by appointing one member thereof as its chairman. Said commission may
 4 make such rules and regulations as it may deem expedient for the transaction
 5 of its busines and it may from time to time, amend such rules and regulations.
 6 Said commission is hereby empowered to appoint such assistants and clerks as
 7 it may deem necessary for the proper transaction of its business. The salaries
 8 of such employees shall be fixed by said commission. The commissioners and
 9 their employees shall have reimbursed to them all actual and necessary travel-
 10 ing expenses and disbursements incurred by them in the discharge of their of-
 11 ficial duties. The commission may also incur necessary expenses for office fur-
 12 niture, stationery, printing, and other incidental expenses. The commission shall
 13 make an annual report of all its proceedings to the Governor on or before the
 14 thirty-first day of December in each year, and shall send therewith such recom-
 15 mendations as it shall seem desirable.

Sec. 4. The commission shall have and is hereby vested with the sole direc-
 2 tion, management and control of, and jurisdiction over all boxing and sparring
 3 matches and exhibitions to be conducted, held or given within this State by any
 4 club, corporation or association, and no boxing or sparring match or exhibition
 5 shall be conducted, held or given within this State except pursuant to the
 6 authority of the commission and in accordance with the provisions of this Act.
 7 The commission may, in its discretion, issue and at its discretion revoke, a
 8 license to conduct, hold or give boxing or sparring matches and exhibitions to
 9 any club, corporation or association. No license shall be issued by said commis-

10 sion to any club, association or corporation which shall not at the time the ap-
 11 plication is made therefor have owned or held for at least one year a lease of
 12 the building, or grounds wherein it may be proposed to conduct, hold or give
 13 such boxing or sparring match or exhibition: *Provided, however,* that an estab-
 14 lished or incorporated club, corporation or association owning or having and
 15 maintaining a lease of a club house or headquarters in the city in which the pro-
 16 posed boxing or sparring match or exhibition is to be conducted, held or given,
 17 may give the same in such club house or headquarters, or may for the purpose,
 18 secure the use of any public hall, auditorium, or theatre within the city. Every
 19 license shall be subject to such rules and regulations, and amendments thereof,
 20 as the commission may prescribe, which shall not be inconsistent with this Act.

Sec. 5. Every application for a license as herein provided for, shall be in
 2 writing and shall be addressed to the commission, and shall be verified by some
 3 officer of the club, corporation or association on whose behalf the application
 4 may be made. Such application shall be accompanied by an annual fee which
 5 shall be twenty-five (\$25) dollars in cities of not more than five thousand in-
 6 habitants; fifty (\$50) dollars in cities of not more than fifty thousand inhabi-
 7 tants; one hundred (\$100) dollars in cities of not more than one hundred thou-
 8 sand inhabitants; and in cities of the State having a population of over a mil-
 9 lion inhabitants, clubs having a seating capacity of less than two thousand
 10 (2,000) shall pay two hundred and fifty (\$250) dollars and clubs having a seat-
 11 ing capacity of over two thousand (2,000) shall pay a license fee of five hundred
 12 (\$500) dollars per annum.

Sec. 6. All the buildings or structures used, or intended to be used for
 2 the purpose of this Act shall be properly ventilated and provided with fire exits
 3 and fire escapes, if need be, and in all manner conform to the laws, ordinances
 4 and regulations pertaining to buildings in the city, town or village where situ-
 5 ated.

Sec. 7. Every club, corporation or association which may hold or exercise
2 any of the privileges conferred by this Act, shall within twenty-four hours after
3 the determination of every contest, furnish to the commission, a written report
4 duly verified by one of its officers, showing the number of tickets sold for such
5 contest and the amount of the gross proceeds thereof, and such other matters as
6 the commission may prescribe, and shall also within the said time pay to the State
7 Treasurer a tax of five per centum of its total gross receipts from the sale of
8 tickets of admission to such boxing or sparring match or exhibition, which tax
9 shall be placed to the credit of the general fund of the State. Before any li-
10 cense shall be granted to any club, corporation or association to conduct, hold
11 or give any boxing or sparring match or exhibition, such applicant therefor
12 shall execute and file with the State Treasurer, a bond in the sum of five thou-
13 sand (\$5,000) dollars to be approved as to form, and the sufficiency of the sure-
14 ties thereon, by the State Treasurer conditioned for the payment of the tax here-
15 by imposed. Upon the filing and approval of such bond the State Treasurer
16 shall issue to such applicant for such license, a certificate of such filing and ap-
17 proval, which shall be by such applicant filed in the office of the commission
18 with its application for such license and no license shall be issued until such cer-
19 tificate shall have been filed.

Sec. 8. Whenever any such club, corporation or association shall fail to
2 make a report of any contest at the time prescribed by this Act or whenever
3 such report is unsatisfactory to the State Treasurer, he may examine or cause
4 to be examined the books and records of such club, corporation or association
5 and subpoena and examine under oath its officers and other persons as witnesses
6 for the purpose of determining the total amount of its gross receipts for any
7 contests and the amount of tax due pursuant to the provisions of this Act, which
8 tax he may upon and as the result of such examination fix and determine. In
9 case of the default in the payment of any tax so ascertained to be due, together
10 with the expenses incurred in making such examinations, for a period of twenty

11 days after notice to such delinquent club, corporation or association of the
12 amount at which the same may be fixed by the State Treasurer, such delin-
13 quent shall forfeit its license and license fee and shall thereby be disqualified
14 from receiving any new license and it shall, in addition, forfeit to the People
15 of the State of Illinois the sum of five hundred (\$500) which may be recovered
16 by the Attorney General in the name of the People of the State of Illinois in
17 the same manner as other penalties are by law recovered.

Sec. 9. The commission shall appoint official representatives designated
2 as inspectors, each of whom shall receive from the commission, a card author-
3 izing him to act as such inspector, wherever the commission may designate him
4 to act. An inspector shall be present at all boxing or sparring matches or
5 exhibitions, and see that the rules of the commission, and the provisions of this
6 Act are strictly observed, and shall also be present at the counting up of the
7 gross receipts, and shall immediately mail to the commission the official box of-
8 fice statement received by him from the officers of the club, corporation or as-
9 sociation.

Sec. 10. No boxing or sparring match or exhibition shall be held on Sun-
2 day.

Sec. 11. No person under the age of eighteen years shall be permitted to
2 participate in any such boxing, sparring match or exhibition.

Sec. 12. No intoxicating liquors shall be given away, sold or offered for sale
2 in any building, or any part thereof, in which boxing or sparring matches or ex-
3 hibitions are being conducted.

4 No gambling, betting or wagering of any character at any boxing or spar-
5 ring match or exhibition shall be permitted by any club or organization before,
6 after, or during any such contest, on the result, in the building where such con-
7 test is held.

Sec. 13. Each contestant shall be examined prior to entering the ring, by a physician appointed by the commission who has been licensed and has practiced in the State of Illinois for not less than five years. The physician shall certify in writing over his signature, as to the contestant's physical condition to engage in such contest and said physician shall be in attendance during said contest. Said physician shall file said report of examination with the commission within a period of twenty-four hours after the contest. Blank forms of physicians' reports, shall be furnished to the physicians, by the commission, and all questions on blank forms must be answered in full.

No boxing or sparring match or exhibition shall be of more than ten rounds duration, and no one round of such exhibition shall be permitted to extend for a longer period than three minutes.

There shall be not less than one minute intermission between each round.

No contestant shall in any such boxing or sparring match or exhibition wear, or be permitted to wear, padded of standard make, gloves weighing less than five ounces, for contestant weighing one hundred and fifty-eight pounds and under, and six ounces for contestants over one hundred and fifty-eight pounds.

No decision shall be rendered in any contest held under the provisions of this Act.

Sec. 14. No contestant shall be permitted to participate in any boxing or sparring match or exhibition, unless duly registered and licensed with said commission; the license fee to be five (\$5) dollars per annum.

Sec. 15. The commission shall upon application grant licenses to competent referees, who shall be *bona fide* residents of the State of Illinois, having resided in the State one year, and may revoke any such license, granted to any referee, upon such cause as the commission may deem sufficient, and no person shall be permitted to act as referee unless holding such license. The application for license as a referee shall be accompanied by an annual fee, which shall be

7 twenty-five (\$25) dollars. The commission shall appoint from among such li-
8 censed referees, the referee for all contests under this Act.

Sec. 16. All fees received by the commission under the provisions of this
2 Act shall be turned over to the State Treasurer and placed to the credit of the
3 general fund of the State.

Sec. 17. All clubs, corporations or associations must notify the secretary of
2 the commission in writing of the date of each and every boxing, sparring match or
3 exhibition to be held by said club, corporation or association, at least forty-eight
4 hours prior to the holding of such boxing, sparring match or exhibition.

Sec. 18. Any club, corporation or organization which shall conduct, hold,
2 give or participate in any sham or fake boxing or sparring match or exhibition,
3 shall thereby forfeit its license, and licensee fee, and its license shall thereupon,
4 by the commission, be cancelled and declared void, and it shall not thereafter be
5 entitled to receive another license or any license, pursuant to the provisions of
6 this Act, nor shall any such license be issued to any club or organization which
7 has among its officers any person who belonged to a club or organization which
8 has had its license revoked.

Sec. 19. Any contestant who shall participate in any sham or fake boxing,
2 sparring match or exhibition, shall be penalized in the following manner: For
3 the first offense he shall be restrained for a period of six months, such period to
4 begin immediately after the occurrence of such offense, from participating in any
5 boxing, sparring match or exhibition to be held or given by any club, corporation
6 or association duly licensed to give or hold such boxing, or sparring match or
7 exhibition; for a second offense he shall be totally disqualified from further ad-
8 mission to or participation in any boxing, or sparring match or exhibition held
9 or given by any club, corporation or association duly licensed for said purposes.

Sec. 20. Whenever any boxing, sparring match, or exhibitions are held at
2 any public playgrounds, gymnasiums, schools, universities, Young Men's Chris

3 tian Associations, or under the auspices of the Amateur Athletic Union and
4 American Amateur Federation, where no admission fee is charged the license
5 fee and tax necessary under this Act shall not be required.

Sec. 21. Any person who violates any of the provisions of this Act, for
2 which a penalty is not herein expressly prescribed, shall be guilty of a misde-
3 meanor.

Sec. 22. The provisions of sections 231, 232, 233, 234, 235 and 236 of an
2 Act entitled, "An Act to revise the law in relation to criminal jurisprudence,"
3 approved March 27, 1874, in force July 1, 1874, shall not apply to any boxing,
4 sparring match or exhibition conducted, held or given by any club, corporation
5 or association duly licensed in accordance with the provisions of this Act.



- 1 Introduced by Committee on Civil Service, March 28, 1917.
- 2 Read a first time, ordered printed and to a second reading.

A BILL

For an Act to amend an Act entitled, "An Act to provide for the appointment of a board of fire and police commissioners in all cities of this State having a population of not less than seven thousand, nor more than one hundred thousand, and prescribing the powers and duties of such board," approved and in force April 2, 1903, as subsequently amended, by amending the title and sections one (1), two (2), three (3), four (4), six (6), seven (7), eight (8), twelve (12), thirteen (13), sixteen (16), seventeen (17), eighteen (18) and nineteen (19) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to provide
3 for the appointment of a board of fire and police commissioners in all cities of
4 this State having a population of not less than seven thousand nor more than one
5 hundred thousand and prescribing the powers and duties of such board," ap-
6 proved and in force April 2, 1903, as subsequently amended, be and the same is
7 hereby amended by amending the title and sections one (1), two (2), three (3).
8 four (4), six (6), seven (7), eight (8), twelve (12), thirteen (13), sixteen (16),
9 seventeen (17), eighteen (18), and nineteen (19) thereof to read as inserted at
10 length herein.

Sec. 1. In every city, *village or incorporated town* in this State having a
 2 population of not less than (7,000) seven thousand nor more than (100,000) one
 3 hundred thousand, there shall be appointed by the mayor *of such city, or the*
 4 *president of such village or incorporated town*, by and with the consent of the
 5 city council, *or board of trustees of the city, village or incorporated town*, a
 6 board of fire and police commissioners, consisting of three members, whose term
 7 of office shall be three years and until their respective successors shall be ap-
 8 pointed and qualified, except as hereinafter provided: *Provided*, no such ap-
 9 pointments shall be made by any such mayor *or president* within thirty (30) days
 10 before the expiration of his term of office.

Sec. 2. The first appointments under this Act shall be made within thirty
 2 days after the mayor *or president chosen* at the election by which this bill may
 3 be approved shall have assumed the duties of his office. One of the members
 4 shall be then appointed to serve until the end of the then current municipal
 5 year, another to serve until the end of the municipal year next ensuing, and the
 6 third to serve until the end of the municipal year second next ensuing: *Pro-*
 7 *vided*, that each of said members shall serve until his successor is appointed and
 8 qualified.

Sec. 3. The members of said board shall possess the qualifications required
 2 of other officers of the city, *village or incorporated town*, shall take oath (or af-
 3 firmation) of office and give bond in the same manner as other appointive officers
 4 of the city, *village or incorporated town*, and shall be subject to removal from
 5 office as such other officers.

Sec. 4. Such board of fire and police commissioners shall appoint all offi-
 2 cers and members of the fire and police department of such city, *village or in-*
 3 *corporated town*: *Provided*, that all appointments to such department other than
 4 that of the lowest rank, shall be from the rank next below that to which the
 5 appointment shall be made. This Act shall not include volunteer fire depart-
 6 ments.

Sec. 6. All such rules and changes therein shall be forthwith printed for
2 distribution, and such board shall give notice of the place or places where such
3 printed rules may be obtained, by publication in the official paper of the city,
4 *village or incorporated town*, if there be one, and if there be no official paper, then
5 in a newspaper published in such city, *village or incorporated town*. In such
6 publication shall be specified the date, not less than ten days subsequent to the
7 time of such publication, when such rules shall go into operation.

Sec. 7. All applicants for position in the fire and police department of
2 such city, *village or incorporated town*, shall be subjected to examination, which
3 shall be public, competitive and free to all persons possessing the right of suf-
4 frage in such city, *village or incorporated town*, subject to reasonable limitations
5 as to residence, age, health, habits and moral character. Such examinations
6 shall be practical in their character, and shall relate to those matters which will
7 fairly test the relative capacity of the persons examined to discharge the duties
8 of the position to which they seek to be appointed, and shall include tests of
9 physical qualifications and health; but no such applicant shall be examined con-
10 cerning his political or religious opinions or affiliations. Such examinations
11 shall be conducted by said board of fire and police commissioners.

Sec. 8. Notice of the time and place of every examination shall be given
2 by the board by publication for two weeks preceding such examination, in the
3 official paper of such city, *village or incorporated town*, and such notice shall also
4 be posted in a conspicuous place in the office of said board for two weeks previous
5 to such examination. If there be no official paper of such city, *village or incor-*
6 *porated town*, such publication may be made in any newspaper of general cir-
7 culation published in such city, *village or incorporated town*.

Sec. 12. No officer or member of the fire or police department of any such
2 city, *village or incorporated town*, who shall have been such for more than one
3 year prior to the passage of this Act, or who shall have been appointed under the
4 rules and examination provided for by this Act, shall be removed or discharged

except for good and sufficient cause which renders his retention harmful to the efficiency of the fire and police department, upon written charges and after an opportunity to be heard in his own defense. Such charges shall be prepared by the said board of fire and police commissioners who shall present the same, together with the evidence in support thereof, to a trial board, consisting of (1) The person holding the office of county judge in and for the county in which said city, *village or incorporated town* is situated; (2) the person holding the office of circuit judge in the judicial circuit containing the said city, *incorporated town or village*; (3) a third person who shall be the person holding the office of probate judge in the county in which said city, *village or incorporated town* is located, or in event there is no probate judge in said county, then the county clerk of said county. The findings and decision of said trial board shall be final and certified by said trial board to the board of fire and police commissioners, and if the said charges are sustained the said fire and police commissioners shall forthwith remove said officer. In any proceeding provided for in this section, said trial board and the members thereof shall have power to administer oaths and to compel by subpoena the attendance and testimony of witnesses and the production of books and papers. Any officer or member of the fire or police department heretofore mentioned, may be suspended not exceeding ninety (90) days without pay for cause upon written charges and after an opportunity to be heard in his own defense by a trial board consisting of the board of fire and police commissioners. Said board of fire and police commissioners may suspend any officer pending such investigation, or for the good of the service of said fire and police department, but not to exceed ten (10) days at any one time without written charges. In the conducting of such investigation each member of such trial board shall have power to administer oaths and affirmation and the said board shall have power to secure by its subpoena both the attendance and testimony of witnesses and the production of books and papers relevant to such investigation.

Sec. 13. Such board of commissioners shall annually at such time as the city council or board of trustees may provide, make to the mayor or president, to

3 be by him transmitted to the city council *or board of trustees* a report of its act-
4 ings and doing, the rules in force and the practical effect thereof, and may in
5 such report make such suggestions as such board believe will result in the greater
6 efficiency of such departments.

Sec. 16. The city council, *or board of trustees, as the case may be,* shall
2 provide suitable rooms for such board of fire and police commissioners and shall
3 allow all reasonable use and public buildings for holding examinations of such
4 board.

Sec. 17. The secretary shall be paid a reasonable compensation for his
2 services, to be fixed by the city council *or board of trustees*. The city council
3 *or board of trustees* shall also fix the compensation to be paid to the members of
4 said board, but until the city council *or board of trustees* shall make provision
5 therefor, the members of said board shall serve without compensation.

Sec. 18. An appeal may be taken from an order of such board by any per-
2 son interested or affected thereby, to the circuit court of the county in which
3 said city, *village or incorporated town* may be located, by such person filing with
4 the secretary of said board a bond with sufficient surety in the sum of one hun-
5 dred dollars, conditioned that he will pay the costs of such appeal in case they
6 should be adjudged against him, and by paying to said secretary the necessary
7 fee for entering such appeal in such circuit court within ten days after the entry
8 of such order. The secretary shall forthwith transmit to the circuit court a
9 complete transcript of all matters and proceedings concerning the order appealed
10 from and the docket fee so deposited.

Sec. 19. The electors of any city, *village or incorporated town*, of the
2 population herein described, may adopt the provisions of this Act in the follow-
3 ing manner: Whenever the legal voters of said city, *village or incorporated town*
4 equal in number to twenty per cent of the legal votes cast at the last preceding
5 general election shall petition the city, *village or incorporated town* clerk, or

6 the officer or officers whose duty it is to prepare the ballots, to submit the propo-
 7 sition as to whether such city, *village or incorporated town* shall adopt the pro-
 8 visions of this Act, then it shall be the duty of such officer or officers to submit
 9 to such proposition accordingly, at the next succeeding general or city, *village or*
 10 *incorporated town* election, and if such proposition be not adopted at such
 11 election, the same may in like manner be submitted to any general or city, *village*
 12 *or incorporated town* election thereafter.

13 The proposition so to be voted for shall be prepared and provided for that
 14 purpose in the same manner as other ballots and shall be substantially in the
 15 following form:

For the adoption of the provisions of an Act to provide for the ap- pointment of a board of fire and police commissioners.	
<i>Against the adoption of the provisions of an Act to provide for the appointment of a board of fire and police commissioners.</i>	

16 If a majority of the votes cast in said city, *village or incorporated town*, at
 17 said election *upon such proposition* shall for such proposition, then this Act shall
 18 be declared adopted and in force in such city, *village or incorporated town*.

Sec. 2. The title of this Act is hereby amended to read as follows: "An
 2 Act to provide for the appointment of a board of fire and police commissioners
 3 in all cities, *villages and incorporated towns* in this State having a population of
 4 not less than seven thousand nor more than one hundred thousand and prescrib-
 5 ing the powers and duties of such board."



- 1 Introduced by Mr. Smejkal, March 28, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to authorize and empower the University of Illinois to acquire land, prepare plans and specifications, and formulate a plan and scheme for the erection and construction of permanent grounds and buildings for the use of said university.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That the University of Illinois is hereby authorized and directed to acquire suitable and sufficient lands, and to prepare plans and specifications, based upon a plan and scheme for the erection of permanent grounds and buildings, for the use of the said university; the purchase of said lands and the erection and construction of the said permanent buildings and grounds to be provided for, erected and constructed during a period of fifteen years; the funds for the purchase of such lands and the erection and construction of such permanent buildings and grounds, and the manner and detail of such purchases and construction, to be provided for by suitable and proper measures to be enacted by the General Assembly of the State of Illinois, with the consent and approval of the trustees of the said university; said lands, buildings and construction to cost not to exceed the sum of fifteen million dollars (\$15,000,000.00).



- 1 Introduced by Mr. Smejkal, March 28, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act regarding fees for the incorporation and increase of capital stock and annual fees to be paid by companies and corporations, under charters heretofore and hereafter issued, for the issuance of said charters and for the continuance and extension of permits and charters of companies and corporations in this State, and providing for the collection and distribution of such fees.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That all companies and corporations here-
3 after organized under the laws of the State of Illinois, before they shall be
4 permitted to file any papers in the office of the Secretary of State, or make any
5 application for the purpose of becoming incorporated, shall pay to him fees as
6 follows: All companies having a capital stock of \$2,500 and under shall pay the
7 sum of \$30, and all companies having a capital stock of over \$2,500 and not
8 over \$5,000 shall pay the sum of \$50, and all companies having a capital stock
9 of over \$5,000 shall pay, in addition to the said sum of \$50, the sum of \$1 for
10 each \$1,000 of capital stock over \$5,000. All corporations at present organized
11 and doing business under the laws of this State, or that may hereafter be or-

organized, shall pay as a fee, in addition to all other fees at present required by law, the sum of \$1, for each \$1,000, of increase of such capital stock; *provided* that no company now incorporated, or which may be hereafter incorporated under the laws of this State, shall acquire a franchise by increase of capital stock to over \$2,500 and not over \$5,000 for a less sum than \$50, and over \$5,000, in addition to the said sum of \$50, the sum of \$1 for each \$1,000 increase of capital stock, and \$1 for filing certificate of such increase; and all such companies and corporations heretofore or hereafter organized under the laws of the State of Illinois, or doing business in this State, shall, at the expiration of one year after the grant of their charter or the increase of their capital stock, before any such corporation or company shall be permitted to file any further paper with the Secretary of State, or continue their or its said business in this State, annually pay to the Secretary of State on the first day of July of each year, four cents on each one hundred dollars of capital stock authorized to be issued to any such company or corporation; the said payment upon and for the original capital stock of any such company or corporation to commence at the expiration of one year after the date of the permit to do business granted to said company or corporation, and the payment upon the increase of capital stock of any such company or corporation to commence at the expiration of one year after the grant of any such authorized increase to any such company or corporation; *and provided* that the minimum annual fee and charge in any such case for any company or corporation in this State shall not be less than the sum of \$2; *and provided, further*, that in the case of any company or corporation in this State, where the said annual fee or charge amounts to over the sum of one hundred dollars (\$100), one-half thereof may be paid on or before the first day of July, and one-half thereof on or before the first day of January following of each and every year. And this Act shall extend to each and every company or corporation granted privileges or franchises under any law of the State of Illinois, including the original grant of articles of incorporation, increase of capital stock, all consolidation of corporations, renewal and the extension of the existence of

every corporation, except as hereinafter in this section set forth; *provided* that this Act shall not apply to corporations incorporated under the law providing for the incorporation of homestead associations and building and loan associations, nor to religious associations, nor corporations not for pecuniary profit, banking and insurance corporations.

Sec. 2. It shall be unlawful for any company to do business, assuming to be incorporated under the laws of this State until the fees provided for in section one (1) of this Act shall have been paid to the Secretary of State.

Sec. 3. It shall be unlawful for any such company or corporation in this State, assuming to be incorporated under the laws of this State, or any company or corporation permitted to do business in this State, to do business, assume or use any corporate name or title, after any of the fees or charges against any such company or corporation, as provided for in section one (1) of this Act are due and unpaid, until all of the fees and charges provided for in said section one (1) of this Act, have been fully paid, and upon the failure of any such company or corporation to pay any such fee or charge, as provided in said section one (1) and at and before the time the same shall become due and payable, or for any violation of any of the provisions of this Act, the Secretary of State or any tax payer of this State, in the proper county, may file a petition and proceed under the provisions of an Act, the Secretary of State or any tax payer of this State, in the proper county, may file a petition and proceed under the provisions of an Act entitled, "An Act to revise the law in relation to quo warranto," approved March 23, 1874, in force July 1, 1874, against any such company or corporation, and all or any such persons who shall usurp or assume to use such corporate charter or permits, after the failure to pay such fees and charges aforesaid, and in all such cases the said charters and permits shall be held void and canceled.

Sec. 4. All moneys and funds received by the Secretary of State under and in pursuance of section one (1) of this Act shall be deposited in the State treas-

3 ury, and out of the proceeds thereof the first one million dollars (\$1,000,000)
 4 shall be set apart in two special funds to be known as (1) the permanent uni-
 5 versity building fund, and (2) the common school fund; and the one-half there-
 6 of, to-wit: The sum of five hundred thousand dollars (\$500,000) shall be paid
 7 into said permanent university building fund, and the other one-half thereof, to-
 8 wit: Five hundred thousand dollars (\$500,000) shall be paid into the common
 9 school fund, which said special fund known as the permanent university build-
 10 ing fund shall be used solely for the purchase of land and the construction and
 11 erection of permanent buildings and grounds for the use of the University of
 12 Illinois, and the said second special fund, the common school fund, shall be used
 13 solely for the common schools in said State under the Act of the Legislature of
 14 March 4, 1837, under section 210 of an Act to establish and maintain a system
 15 of free schools, approved and in force June 12, 1909, and shall be used for no
 16 other purpose, and the General Assembly shall properly appropriate the said
 17 funds for the purposes as aforesaid. The balance of said moneys and receipts
 18 paid in under section one (1) of this Act shall be deposited in the State treasury;
 19 *provided* that the said fees and charges against the said companies and cor-
 20 porations falling due upon July 1, 1917, may be paid at any time on or before
 21 the first day of January, A. D. 1918.

Sec. 5. An Act entitled, "An Act regarding fees for the incorporation and
 2 increase of capital stock of companies and corporations in this State," approved
 3 June 15, 1895, in force July 1, 1895, with all of the amendments to the said Act,
 4 is hereby repealed.

Sec. 6. Whereas, an emergency exists, therefore this Act shall be in full
 2 force and effect from and after its passage.



1 Introduced by Mr. Smejkal, March 28, 1917.

2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to amend and revise section four (4) of an Act entitled, "An Act to provide for the incorporation of associations that may be organized for the purpose of constructing railways, maintaining and operating the same; for prescribing and defining the duties and limiting the powers of such corporations when so organized; and authorizing the same and all railroad companies of this State to own and hold the stock and securities of railroad companies of other states owning connecting lines," as amended by Act approved June 2, 1891, in force July 1, 1891.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section four (4) of an Act entitled,
3 "An Act to provide for the incorporation of associations that may be organized
4 for the purpose of constructing railways, maintaining and operating the same;
5 for prescribing and defining the duties and limiting the powers of such corpora-
6 tions when so organized; and authorizing the same and all railroad companies
7 of this State to own and hold the stock and securities of railroad companies of
8 other states owning connecting lines," as amended by Act approved June 2,

9 1891, in force July 1, 1891, be revised and amended so that said section four (4)
10 will read as follows :

11 Sec. 4. CORPORATE POWERS—SEAL—COPY OF ARTICLES—EVIDENCE.] When the
12 articles shall have been filed and recorded as aforesaid, *and all fees and charges*
13 *shall have been paid to the Secretary of State and the Public Utilities Com-*
14 *mission as provided by any of the laws of this State*, the persons named as cor-
15 porators therein shall thereupon become and be deemed a body corporate, and
16 shall thereupon be authorized to proceed to carry into effect the objects set forth
17 in such articles, in accordance with the provisions of this Act. As such body
18 corporate they shall have succession, and in their corporate name may sue and be
19 sued, plead and be impleaded. The said corporation may have and use a com-
20 mon seal, which it may alter at pleasure; may declare the interests of its stock-
21 holders transferable; establish by-laws, and make all rules and regulations
22 deemed necessary for the management of its affairs in accordance with law. A
23 copy of any articles or incorporation filed and recorded in pursuance with this
24 Act, or of the record thereof, and certified to be a copy by the Secretary of
25 State, or his deputy, shall be presumptive evidence of the incorporation of such
26 company, and of the facts therein stated.

 Sec. 2. Whereas, an emergency exists, therefore this Act shall take effect
2 and be in force immediately upon its passage.



- 1 Introduced by Mr. Smejkal, March 28, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations

A BILL

For an Act providing for a tax on premium receipts of insurance companies and associations.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That every insurance company or asso-
3 ciation, organized or doing business under the insurance laws of this State, shall
4 at the time of making the annual statements, as required by law, pay to the
5 Department of Trades and Commerce as taxes, two (2) per cent of the gross
6 amount of premiums received by it for business done in this State, including
7 all insurance upon property situated in this State, during the preceding calendar
8 year, deducting from such gross premium receipts the amount of return pre-
9 miums on cancellations or policies not taken, paid for reinsurance in companies
10 duly licensed to transact business in this State and any amounts returned to
11 policyholders as dividends or credits. The payment of said taxes shall be a
12 condition precedent to the privilege of doing business in this State. Upon the
13 compliance with the laws of this State and the payment of said taxes the De-
14 partment of Trades and Commerce shall issue a renewal of the certificate of

15 authority of the company so complying, as provided by law: *Provided, how-*
 16 *ever,* where fire insurance companies pay to cities and villages a tax on pre-
 17 miums received by the company in such city or village, said amount shall be
 18 deducted from the amount to be paid to the Department of Trades and Com-
 19 merce under the provisions of this Act.

Sec. 2. The requirements of this Act shall not apply to county, township
 2 or district mutual companies of this State organized and doing business under
 3 the provisions of the Acts entitled, "An Act to organize and regulate county
 4 fire insurance companies," approved June 2, 1877, in force July 1, 1877; "An
 5 Act to revise the law in relation to township insurance companies," approved
 6 March 24, 1874, in force July 1, 1874; "An Act authorizing the organization
 7 and to regulate district mutual windstorm, cyclone or tornado insurance com-
 8 panies," approved June 15, 1893, in force July 1, 1893; "An Act to authorize
 9 the organization and to regulate county mutual windstorm insurance compa-
 10 nies," approved June 4, 1889, in force July 1, 1899; and "An Act to organize
 11 farmers' county mutual live stock insurance companies," approved June 16,
 12 1887, in force July 1, 1887.

Sec. 3. All moneys and funds received by the Department of Trades and
 2 Commerce under and in pursuance of section one (1) of this Act shall be de-
 3 posited in the State treasury, and out of the proceeds thereof the first one
 4 million dollars (\$1,000,000) shall be set apart in two special funds to be known
 5 as (1) the permanent university building fund, and (2) the common school fund;
 6 and the one-half thereof, to-wit: the sum of five hundred thousand dollars
 7 (\$500,000) shall be paid into said permanent university building fund, and the
 8 other one-half thereof, to-wit: five hundred thousand dollars (\$500,000) shall be
 9 paid into the common school fund, which said special fund known as the perma-
 10 nent university building fund shall be used solely for the purchase of land and
 11 the construction and erection of permanent buildings and grounds for the use of
 12 the University of Illinois, and the said second special fund, the common school

13 fund, shall be used solely for the common schools in said State under the Act
14 of the Legislature of March 4, 1837, under section 210 of an Act to establish and
15 maintain a system of free schools, approved and in force June 12, 1909, and shall
16 be used for no other purpose; and the General Assembly shall properly appro-
17 priate the said funds for the purposes as aforesaid. The balance of said
18 moneys and receipts paid in under section one (1) of this Act shall be deposited
19 in the State treasury.

Sec. 4. Whereas, an emergency exists, therefore this Act shall be in full
2 force and effect from and after its passage.



1 Introduced by Mr. Smejkal, March 28, 1917.

2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to amend an Act entitled, "An Act to regulate the admission of foreign corporations for profit to do business in the State of Illinois," approved May 18, 1905, in force July 1, 1905, as subsequently amended.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to regulate
3 the admission of foreign corporations for profit to do business in the State of
4 Illinois," approved May 18, 1905, in force July 1, 1905, as subsequently amended,
5 be and hereby is amended by adding thereto four additional sections to be
6 numbered 5a, 5b, 5c and 5d respectively, which shall read as follows:

7 Sec. 5a. Every foreign corporation admitted to do business in the State of
8 Illinois under the provisions of any statute, other than insurance companies,
9 building and loan companies, and surety companies, in addition to its charter or
10 articles of incorporation, shall keep on file in the office of the Secretary of State
11 a duly authenticated copy of each and every instrument amending its charter, and
12 every foreign corporation, other than insurance companies, building and loan
13 companies, and surety companies, which has been admitted to do business in this

14 State under any foreign corporations statute that increases or which has in-
15 creased the proportion or amount of its capital stock represented in the State of
16 Illinois, shall file a statement showing such increase with the Secretary of State
17 and pay the same fees as are paid by domestic corporations upon increases in cap-
18 ital stock.

19 Sec. 5b. It shall be the duty of the Secretary of State to propound inter-
20 rogatories from time to time to officers of such foreign corporations doing busi-
21 ness in this State to ascertain the proportion of capital stock actually being rep-
22 resented by property located and business transacted in the State of Illinois,
23 which proportion shall be determined by averaging the percentage of the total
24 business of the corporation transacted in Illinois with the percentage of the
25 total tangible property located in this State. If no tangible property is used in
26 the business of the corporation, the proportion of capital stock represented shall
27 be determined with reference only to the percentage of the total business of the
28 corporation transacted in Illinois. In the event that the foreign corporation
29 making application for license has capital stock of no par value, its shares for
30 the purpose of fixing the license fee shall be considered to be of the par value
31 of one hundred (\$100) dollars per share.

32 Sec. 5c. Whenever it shall appear from the statement filed by any such
33 foreign corporation, or from answers to interrogatories propounded by the
34 Secretary of State [that the proportion of the capital stock of such foreign
35 corporation represented in the State of Illinois is greater than the amount
36 theretofore paid upon by the corporation, it shall be the duty of the Secretary
37 of State to send notice by registered mail to the president, secretary, or the
38 Illinois statutory agent of such corporation of record in his office of the amount
39 due the State of Illinois, and if the amount due is not paid within thirty days
40 after date of the receipt of said notice, or within such extension of time as may
41 be granted, the Secretary of State shall revoke the authority of such corpora-
42 tion to do business in Illinois and shall file with the certified copy of the char-

43 ter of the corporation on file in his office a certificate of revocation, and there-
44 after said corporation shall not be entitled to transact business in this State
45 without paying fees for and obtaining a new certificate of authority.

46 Sec. 5d. Any foreign corporation admitted to do business in the State
47 under the provisions of this Act that desires to withdraw from the State of
48 Illinois may do so by surrendering its license and filing with the Secretary of
49 State an affidavit, sworn to by the president and secretary of the corporation,
50 wherein it is stated that no amount of the capital stock of the corporation is
51 represented by property located and business transacted in this State; that the
52 corporation has fully complied with the laws of Illinois; and that it agrees that
53 service thereafter may be had upon the corporation in any suit of law or in
54 equity based upon contracts or torts or causes of action arising in Illinois during
55 the time the corporation was licensed to transact business in this State, by
56 serving the person who is the agent of the corporation at the time said certifi-
57 cate of withdrawal is filed.

 Sec. 2. Whereas, an emergency exists, therefore this Act shall take effect
2 and be in force from and after its passage.



- 1 Introduced by Mr. Smejkal, March 28, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to amend and revise section thirty-one (31) of an Act entitled, "An Act to provide for the regulation of public utilities," approved June 30, 1913, in force January 1, 1914.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section thirty-one (31) of an Act entitled, "An Act to provide for the regulation of public utilities," approved June 30, 1913, in force January 1, 1914, be amended and revised so that said section thirty-one (31) shall read as follows:

6 Sec. 31. The commission shall charge every public utility receiving per-
7 mission under this Act for the issue of stocks, stock certificates, consolidations,
8 renewals, extensions, bonds, notes, guarantees and other evidences of indebted-
9 ness, an amount equal to five cents for every one hundred dollars of such stocks
10 and securities authorized by the commission, in addition to any other fees and
11 charges provided by law, and the same shall be paid into the State treasury be-
12 fore any such securities shall be issued.

Sec. 2. Whereas an emergency exists, therefore this Act shall take effect
2 and be in force from and after its passage.



- 1 Introduced by Mr. Smejkal, March 28, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to amend section 4 of an Act entitled, "An Act to regulate the admission of foreign corporations for profit to do business in the State of Illinois," approved May 18, 1905, in force July 1, 1905.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section 4 of an Act entitled, "An Act to regulate the admission of foreign corporations for profit to do business in the State of Illinois," approved May 18, 1905, in force July 1, 1905, be and the same hereby is amended so that the same shall read as follows:

Sec. 4. Nothing in this Act shall be taken or construed to release from the operation of laws in force in this State, of foreign loan, building and loan, bond investment, surety, insurance or other corporations which are required to make deposits and comply with regulations established by law for their government, or the government of domestic corporations of like character, nor shall this Act be construed to authorize the admission to do business in this State of any corporation, the like of which may not be organized under some law of this State, nor to authorize the admission to do business in this State of any foreign building and loan, bond investment, surety or insurance company, nor shall this Act be construed as a grant of power to any corporation admitted hereunder, but as a limitation upon interstate comity.



1 Introduced by Mr. Smejkal, March 28, 1917.

2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to repeal an Act entitled, "An Act to enable corporations in other states and countries to lend money in Illinois, to enforce their securities, and acquire title to real estate as security," approved April 9, 1875, in force July 1, 1875.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to enable corporations in other states and countries to lend money in Illinois, to enforce their securities, and acquire title to real estate as security," approved April 9, 1875, in force July 1, 1875, be and hereby is repealed.



- 1 Introduced by Mr. Smejkal, March 28, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to repeal an Act entitled, "An Act to enable corporations in other states and countries to lend money in Illinois, to enforce their securities, and acquire title to real estate as security," approved May 24, 1897, in force July 1, 1897.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to enable
3 corporations in other states and countries to lend money in Illinois, to enforce
4 their securities, and acquire title to real estate as security," approved May 24,
5 1897, in force July 1, 1897, be and hereby is repealed.



- 1 Introduced by Mr. Wilson, March 28, 1917.
- 2 Read by title, ordered printed and referred to Committee on Education.

A BILL

For an Act to amend section one hundred fifteen (115) of an Act entitled, "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as subsequently amended.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section one hundred fifteen (115) of an Act entitled, "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as subsequently amended, be amended so that said section shall read as follows:

Sec. 115. The board of school directors shall be clothed with the following powers:

First. To purchase a suitable book for their records.

Second. To allow the clerk a reasonable compensation for his services, payable out of the money not otherwise appropriated.

Third. To employ any teacher who has served satisfactorily in the district for one year for a term of two or three years at the discretion of the board, and to dismiss a teacher for incompetency, cruelty, negligence, immorality, or

14 other sufficient cause: *Provided, however, no teacher shall be so dismissed until*
 15 *he shall have had a fair and impartial hearing before such board, due notice of*
 16 *which shall have been given him.*

17 *Fourth.* To assign pupils to the several schools in the district; to admit non-
 18 resident pupils when it can be done without prejudice to the rights of resident
 19 pupils; to fix rates of tuition, and to collect and pay the same to the township
 20 treasurer for the use of the district; *to provide for the transportation of pupils*
 21 *to and from schools, and to establish vocational schools, continuation schools,*
 22 *evening schools for adults, and open air schools for tubercular children when in*
 23 *the opinion of the board the public interest requires the same.*

24 *Fifth.* To suspend or expel pupils guilty of gross disobedience or miscon-
 25 duct, and no action shall lie against them for such expulsion or suspension.

26 *Sixth.* To provide that children under 12 years of age shall not be kept in
 27 school more than four hours daily.

28 *Seventh.* To appropriate school funds for the purchase of libraries, *play-*
 29 *ground equipment,* and apparatus, after provision has been made for the pay-
 30 ment of all necessary school expenses.

31 *Eighth.* To sell at public or private sale any personal property belonging
 32 to the school district, and not needed for school purposes.

33 *Ninth.* To grant special holidays whenever in their judgment such action
 34 is advisable, but no deduction shall be made from the time or compensation of
 35 a teacher on account of such days.

36 *Tenth.* To have the control and supervision of all public school houses in
 37 their district, and to grant the temporary use of them, when not occupied by
 38 schools, for religious meetings and Sunday schools, for evening schools and
 39 literary societies, and for such other meetings as the directors may deem proper.
 40 To grant the use of the assembly halls and class rooms when not otherwise
 41 needed, including light, heat and attendants, for public lectures, concerts, and
 42 other educational and social interests, but under such provisions and control
 43 as they may see fit to impose, and to conduct or provide for the conducting of

44 recreational, social and civic activities *and evening classes for adults* in the
45 school buildings under their control.

46 *Eleventh.* To decide when a site or building has become unnecessary, un-
47 suitable or inconvenient for a school.

48 *Twelfth.* To borrow money, and issue bonds for the purpose and in the man-
49 ner provided by this Act.

50 *Thirteenth.* To furnish each school with a flag and staff, as provided by
51 law.

52 *Fourteenth.* To establish classes having an average attendance of not fewer
53 than fifteen pupils for the instruction of crippled children over the age of 6 and
54 under 21 years.

55 *Fifteenth.* To establish classes for the instruction of deaf children over the
56 age of 3 and under 21 years: *Provided, however,* that no person shall be em-
57 ployed to teach the deaf who shall not have received instruction in the methods
58 of teaching the deaf for a term of not less than one year.

59 *Sixteenth.* To establish kindergartens for the instruction of children be-
60 tween the ages of 4 and 6 years, if in their judgment the public interest requires
61 it, and to pay the necessary expenses of the same out of the school funds of the
62 district: *Provided,* that no one shall be employed to teach in a kindergarten who
63 does not hold a kindergarten certificate as provided by law.



- 1 Introduced by Mr. Hamlin, March 28, 1917.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

A BILL

For an Act for the better regulation of the business of fire, marine and inland navigation insurance and for the protection of the citizens of the State of Illinois in their dealings with fire, marine and inland navigation insurance companies, corporations, associations or partnerships, and to provide penalties for violation thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That it shall be unlawful for any fire, marine and inland navigation insurance company, corporation, association or partnership, organized or authorized to transact its business in the State of Illinois, to carry a net liability, over and above reinsured liability, on any one risk on property situated or located in this State in excess of ten (10%) per centum of its paid up capital and surplus, *provided*, that no company, corporation, association or partnership shall reinsure more than one-half of the total liability assumed or written by such company, corporation, association or partnership on any one risk on property situated or located in the State of Illinois.

Sec. 2. This Act shall not apply to policies covering property in transit while in the possession or custody of any common carrier, or rolling stock or other property of any common carrier used and employed by it as a common carrier of freight or passengers; nor shall it apply to township nor county nor mutual fire insurance companies organized in this State.

Sec. 3. Any such company, corporation, association, or partnership which shall transact its business in this State in violation of the provisions of this Act shall be subject to a penalty of one thousand (\$1,000) dollars which shall be sued for and recovered in the name of the People of the State of Illinois, by the Attorney General or the state's attorney of the county in which such company, corporation, association or partnership is located or does business or where such offense may be committed, and the said penalty, when recovered, shall be paid into the treasury of said county.

Sec. 4. It shall be the duty of the insurance superintendent to take cognizance of the provisions of this Act and to bring such violations to the attention of the said company, corporation, association or partnership committing said violation, and in case of repeated violation of this Act by any company, corporation, association or partnership it shall be his duty, if such company, corporation, association or partnership be chartered or licensed by this State to report such violation to the Attorney General, whose duty it shall become to enforce the provisions of this Act by injunction, ouster or dissolution; and if any company, corporation, association or partnership incorporated or licensed by any other state or country shall violate the provisions of this Act, it shall be the duty of the insurance superintendent to revoke its or their authority to do business in this State.



- 1 Introduced by Mr. Dahlberg, March 28, 1917.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

A BILL

For an Act to amend an Act entitled, "An Act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms," approved and in force March 7, 1872, as amended by subsequent Acts, by amending section one (1) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That "An Act to authorize cities, incor-
3 porated towns and townships to establish and maintain free public libraries and
4 reading rooms," approved and in force March 7, 1872, as amended by subse-
5 quent Acts, be and the same is hereby amended by amending section one (1)
6 thereof so that the said section when amended shall read as follows:

7 Sec. 1. That the city council of each incorporated city, whether organized
8 under general law or special charter shall have power to establish and maintain
9 a public library and reading room for the use and benefit of the inhabitants of
10 such city, and may levy a tax of not to exceed two mills on the dollar annually on
11 all the taxable property in the city: *Provided*, that in cities of over one hun-
12 dred thousand inhabitants after the year 1916, such tax shall not exceed one mill

13 on the dollar annually, such tax to be levied and collected in like manner with
14 the general taxes of said city, and to be known as a library fund: *Provided*, that
15 said annual library tax in cities shall not be included in the aggregate amount of
16 taxes as limited, by section one (1), article eight (8) of "An Act for the incorpo-
17 ration of cities and villages," approved April 10, 1872, and the amendatory Acts
18 thereto, or by any provision of any special charter under which any city in this
19 State is now organized: *And, provided, further, that the county clerk in reduc-*
20 *ing tax levies under the provisions of section two (2) of an Act entitled, "An*
21 *Act concerning the levy and extension of taxes," approved May 9, 1901, in force*
22 *July 1, 1901, as subsequently amended, shall not consider the tax for said public*
23 *library authorized by this Act as a part of the general tax levy for city or village*
24 *purposes, and shall not include the same in the limitation of three (3) per cent*
25 *of the assessed valuation upon which taxes are required to be extended.*

- 1 Introduced by Mr. Boyd, March 28, 1917.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

A BILL

For an Act to amend an Act entitled, "An Act for the assessment of property and for the levy and collection of taxes," approved March 30, 1872, in force July 1, 1872, as subsequently amended, by amending sections 181, 182, 185 and 243 thereof, and by adding two new sections to be known as section 154a and section 177a.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act for the
3 assessment of property and for the levy and collection of taxes," approved
4 March 30, 1872, in force July 1, 1872, as subsequently amended, be and the same
5 is hereby amended by amending sections 181, 182, 185 and 243 thereof to read
6 as inserted at length herein, and by adding two new sections to be known as
7 section 154a and section 177a, to read as follows:

8 Sec. 154a. *In counties of the first and second class personal property taxes*
9 *shall be due and payable during the month of February of each year. Real estate*
10 *taxes shall be payable, one-half during the month of February of each year and*
11 *one-half during the month of September of each year.*

Sec. 177a. *All real estate in counties of the first and second class upon which the first installment of taxes remains due and unpaid on the 10th day of March, and upon which the second installment or the whole of the taxes remains due and unpaid on the 10th day of October annually, shall be deemed delinquent, and such unpaid taxes overdue after the 10th day of March annually, shall bear interest from the first day of April and such delinquent taxes, delinquent after the 10th day of October, shall bear interest after the first day of November, at the rate of one (1) per cent per month until paid or forfeited. Parts or fractions of a month shall be reckoned as a month, and all such collections on account of interest shall be paid into the county treasury to be used for county purposes.*

Sec. 181. County collectors shall have the same powers, and may proceed in the same manner, for the collection of any tax on real or personal property, as town or district collectors; and if in any town or collection district the office of town or district collector is or shall become vacant, and such vacancy shall not be filled on or before the tenth day of March next following such vacancy, or if in any town or collection district the books for the collection of taxes, for any reason, have not been or shall not be, delivered to the town or district collector, on or before the tenth day of March in any year, the county clerk shall deliver all such collector's books to the county collector of such county having annexed to each of such books a warrant under the hand and official seal of the county clerk, commanding such county collector to collect from the several persons named in such books, the several sums of taxes therein charged opposite their respective names, and authorizing him in case any person named in such collector's books shall neglect or refuse to pay his personal property tax, to collect the same by distress, and sale of the goods and chattels of such person. It shall thereupon be the duty of such county collector to collect and pay over all taxes, assessments and other charges shown in such books and to do all acts, required of him by law, in like manner as if such taxes, assessments and other charges had been duly returned delinquent by a town or district collector. The collector's books so delivered to the county collector, by the county clerks, shall, for all purposes, in all subsequent proceedings, be used in the same manner, and

22 have the same force and effect as if said books were delivered to the town or dis-
 23 trict collectors, and duly returned by them, as provided by law. When any
 24 injunction restraining the collection of taxes shall be dissolved after the tax
 25 books shall have been returned to the county collector, such taxes or the por-
 26 tion thereof, upon which such injun tion shall have been dissolved, shall be paid
 27 to the county collector, who shall have the same power and shall proceed in the
 28 same manner for the collection of such taxes as though the same or such portion
 29 thereof had never been enjoined. *In any county in which, for any cause, no town*
 30 *or district collectors have been elected, the county collector shall be collector of*
 31 *taxes and ex officio town or district collector for all towns or districts in the*
 32 *county: Provided, that said county collector shall receive or retain no commis-*
 33 *sion or percentage for collecting or receiving taxes, but shall be paid only such*
 34 *compensation for any of his services as shall be fixed by the county board.*

Sec. 182. At any time after the first day of April *in counties of the third*
 2 *class and after the first day of November in counties of the first and second class*
 3 next after such delinquent taxes and special assessments on lands and lots shall
 4 become due, the collector shall publish an advertisement giving notice of the
 5 intended application for judgment for sale of such delinquent lands and lots, in
 6 a newspaper printed and published in his county, if any such there be, and if
 7 there be no such paper printed and published in his county, then in the nearest
 8 newspaper in this State, to the county seat of such county. Said advertisement
 9 shall be once published at least three (3) weeks previous to the term of the county
 10 court at which judgment is prayed and shall contain a list of the delinquent
 11 lands and lots upon which the taxes or special assessments remain due and
 12 unpaid, the names of owners, if known, the total amount due thereon, and the
 13 year, or years, for which the same are due. Said collector shall give notice that
 14 he will apply to the county court at the.....term thereof for
 15 judgment against said lands and lots for said taxes, special assessments, inter-
 16 est and costs and for an order to sell said lands and lots for the satisfaction
 17 thereof, and shall also give notice that on the.....Monday

18 next succeeding the day fixed by law for the commencement of such term of the
19 said county court, all the lands and lots for the sale of which an order shall be
20 made will be exposed to public sale at the building where the county court is
21 held in said county for the amount of taxes, special assessments, interest and
22 costs due thereon, and the advertisement published according to the provisions
23 of this section shall be deemed to be sufficient notice of the intended application
24 for judgment and of the sale of lands and lots under the order of said court.
25 Where the publisher of any paper that may have been selected by the collector
26 shall be unable or unwilling to publish such advertisement, the collector shall
27 select some other newspaper having due regard to the circulation of such paper.

Sec. 185. All applications for judgment and order of sale for taxes and
2 special assessments on delinquent lands and lots shall be made at the June term
3 of the county court *in counties of the third class and at the December term in*
4 *counties of the first and second class.* If from any cause the court shall not be
5 holden at the term at which such judgment is prayed, the cause shall stand con-
6 tinued and it shall not be necessary to re-advertise the list or notice required by
7 law to be advertised before the judgment and sale, but at the next regular term
8 thereof after the court shall hear and determine the matter and if judgment is
9 rendered the sale shall be made on the Monday specified in the notice, as pro-
10 vided in section 182, such Monday to be fixed by the county collector, in the
11 notice. If, for any cause, the collector is prevented from advertising and
12 obtaining judgment at said term, it shall be held to be legal to obtain judgment
13 at any subsequent term of said court, but if the failure arises by the county
14 collector's not complying with any of the requirements of this Act, he shall be
15 held on his official bond for the full amount of all taxes and special assessments
16 charged against him: *Provided*, that any such failure on the part of the county
17 collector shall not be allowed as a valid objection to the collection of any tax or
18 assessment or to a rendition of a judgment against any delinquent lands or lots
19 included in the application of the county collector: *And, provided, further*, that
20 on the application for judgment at such subsequent term, it shall not be deemed

21 necessary to set forth or establish the reasons of such failure: *And, provided,*
22 *further,* that in counties where probate courts have been or may hereafter be
23 established, it shall be lawful to make such application for judgment and order
24 of sale to the May term of the county court.

Sec. 243. *The county collector shall, within the same time, pay over to the*
2 *other proper authorities or persons the amounts so shown to be in his hands and*
3 *payable to them: Provided, that in counties under township organization, where*
4 *no township collectors are elected, no fees or commissions shall be deducted by*
5 *the county collector from taxes collected by him and heretofore authorized to be*
6 *collected by township collectors, and all such taxes collected shall be paid over in*
7 *full to the proper authorities or persons authorized by law to receive the same.*



- 1 Introduced by Mr. Boyd, March 28, 1917.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

A BILL

For an Act to amend an Act entitled, "An Act to revise the law in relation to township organization," approved and in force March 4, 1874, as subsequently amended by amending section one (1) of article seven (VII).

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to revise the law in relation to township organization," approved and in force March 4, 1874, as subsequently amended, be and the same is hereby amended by amending section one (1) of article seven (VII) thereof to read as follows:

Sec. 1. (Art. VII.) At the annual town meeting in each town, there shall be elected by ballot one supervisor (who shall be *ex officio* overseer of the poor), one town clerk, one assessor, and one collector, who shall severally hold their offices for two years and until their successors are elected and qualified, and such justices of the peace, constables and highway commissioners as are provided by law: *Provided*, that in any town or city not included within the limits of any town (except in Cook County) having four thousand (4,000) inhabitants, there shall be elected one additional supervisor to be styled assistant supervisor; in

14 towns having six thousand five hundred (6,500) inhabitants, there shall be elected
15 two assistant supervisors; and so for every additional twenty-five hundred
16 (2,500) inhabitants, there shall be elected one additional supervisor, the popu-
17 lation of towns to be ascertained by the last Federal or State census preceding
18 the election:

19 *And, provided, further, that in counties of the first and second class under*
20 *township organization there shall hereafter be no town collector elected, but the*
21 *county collector shall be ex officio town collector, and all the duties of the town*
22 *collector shall devolve upon and be performed by the county collector. Nothing*
23 *herein shall affect the terms, duties or compensation of town collector elected*
24 *before the taking effect of this Act.*



- 1 Introduced by Mr. Donahue, March 28, 1917.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

A BILL

For an Act to amend an Act entitled, "An Act to provide for the incorporation of cities and villages," approved April 12, 1872, in force July 1, 1872, as subsequently amended, by amending section forty-nine (49) of Article XIII (thirteen) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to provide for the incorporation of cities and villages," approved April 12, 1872, in force July 1, 1872, as subsequently amended, be, and the same is hereby amended by amending section forty-nine (49) of Article XIII (thirteen) to read as follows:

Sec. 49. Any city or village which shall have operated for more than *two* years under the provisions of this Act, may abandon such organization hereunder and accept the provisions of the general law of the State then applicable to cities and villages, by proceeding as follows:

Upon the petition of not less than twenty-five (25) per cent of the electors of such city filed with the city clerk, the city council shall submit to the electors of such city or village, at a special municipal election to be held within sixty (60) days after the filing of said petition with the city clerk, *or the election commis-*

14 *sioners in cities or villages which have adopted the city election law, the follow-*
 15 *ing proposition to-wit: "Shall the city of.....(or village)*
 16 *abandon its organization under the commission form of municipal government*
 17 *and become a city (or village) under the general law:"* *Provided, that such*
 18 *proposition shall not be submitted oftener than once in two years. If a majority*
 19 *of the votes cast at such election be in favor of such proposition, the officers*
 20 *elected at the next succeeding annual city or village election shall be those then*
 21 *prescribed by the Act to which this Act is an amendment and upon the qualifica-*
 22 *tions of such officers such municipality shall become a city (or village), but such*
 23 *change shall not in any manner or degree affect the property rights or liabilities*
 24 *of any nature of such municipality, but shall merely extend to such change in its*
 25 *form of government. The first set of aldermen or board of trustees so elected shall*
 26 *be the same number as provided for in such municipality at the time of its adop-*
 27 *tion of this Act, with the same ward and precinct boundaries and shall have the*
 28 *same elective officers as before. If the election for city and village officers after*
 29 *the proposition to abandon its organization under the commission form of munici-*
 30 *pal government and to become a city (or village) under the general law shall have*
 31 *carried at such election, shall be held in an even numbered year, the persons elected*
 32 *to the offices of mayor, village president, city clerk and such other two-year offices,*
 33 *as the law or ordinances shall provide for in any such city or village, shall hold*
 34 *their offices for the term of one year and at the next annual election the persons*
 35 *elected to the offices of mayor, or village president, city clerk and such other two-*
 36 *year offices as the laws or ordinances shall provide for any such city or village,*
 37 *shall hold their offices for the term of two years. One-half of the aldermen elected*
 38 *in cities at said election shall hold their office for the term of one year and the*
 39 *other one-half for the term of two years. The aldermen elected in each ward shall*
 40 *by lots determine which aldermen shall serve for two years and which for one year.*

41 The petition contemplated by this section shall be the same, the election
 42 ordered and conducted and the results declared generally as provided for in
 43 section 42 of this Act, insofar as the provisions thereof may be applicable.



- 1 Introduced by Mr. Tyers, March 28, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to amend an Act entitled, "An Act to revise the law relating to charities," approved June 11, 1912, in force July 1, 1912, as subsequently amended, by amending section twelve (12) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to revise the law relating to charities," approved June 11, 1912, in force July 1, 1912, as subsequently amended, be and the same is hereby amended by amending section twelve (12) thereof, to read as inserted at length herein.

Sec. 12. The Department of Public Welfare from time to time with the approval in writing of the State Civil Service Commission, except as to salaries of managing officers, shall determine the annual salaries of the officers and employees of the State institutions, which shall be uniform as far as practicable for like services: *Provided, that any married couple employed in any such institution whose duties involve the care of a number of children in any such institution, the house-father acting as a detailed officer and watching over the disci-*

13 pline of the children, the house-mother looking after the care of the ward or
14 cottage and the serving of meals, shall receive a monthly salary of not less than
15 ninety dollars (\$90.00) nor more than one hundred thirty dollars (\$130.00) per
16 couple and full maintenance. No such person shall be required to work more
17 than six days in any seven days, and each such person shall be entitled to an an-
18 nual vacation for a period of not less than two weeks.



- 1 Introduced by Mr. Fieldstack, March 29, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to authorize the payment of losses sustained by August Meyers and making an appropriation therefor.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the payment of losses sustained by
3 August Meyers in the sum of two hundred and ten dollars (\$210.00), resulting
4 from the killing, by State authority, of ten (10) horses afflicted with glanders, is
5 hereby authorized.

Sec. 2. The sum of two hundred and ten dollars (\$210.00) is hereby appro-
2 priated to pay the losses sustained by August Meyers as stated in section 1
3 hereof.

Sec. 3. The said August Meyers shall execute, in such form as the Attorney
2 General shall direct, an instrument releasing the State from all claim or damage
3 whatsoever on account of the losses described in section 1 hereof.

Sec. 4. Upon presentation of proper vouchers, certified by the Attorney
2 General and approved by the Governor, the Auditor of Public Accounts is
3 authorized to draw his warrants upon the State Treasurer in favor of August
4 Meyers for two hundred and ten dollars (\$210.00), and the State Treasurer is
5 authorized and directed to pay the same out of any funds in the State treasury
6 not otherwise appropriated.



- 1 Introduced by Mr. Watson, March 29, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judicial Department
and Practice.

A BILL

For an Act to amend an Act entitled, "An Act to revise the law concerning the time of holding the terms of circuit court and of the calling of juries in the several judicial circuits, exclusive of Cook county," approved June 23, 1915, in force July 1, 1915, by amending section 3 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to revise the law concerning the time of holding the terms of circuit court and of the calling of juries in the several judicial circuits, exclusive of Cook county," approved June 23, 1915, in force July 1, 1915, be and is hereby amended by amending section 3 thereof to read as follows:

Sec. 3. (Second Circuit.) In the county of Hardin on the fourth Monday of March, the second Mondays of July and November, provided that there shall be no grand or traverse jury summoned for the July term of said court unless by special order of the judge of said court, which order may be made either in term time or in vacation; in the county of Gallatin on the first Mondays of April, June and October, provided that there shall be no grand or traverse jury sum-

13 moned for said June term of said court unless by special order of the judge
 14 of said court, which order may be made either in term time or in vacation;
 15 in the county of White on the third Monday in January and the second Mondays
 16 of May and October: *Provided, that there shall be no grand or traverse jury sum-*
 17 *moned for said January term of said court unless by special order of the judge*
 18 *of said court, which order may be made either in term time or in vacation; in the*
 19 county of Hamilton on the fourth Mondays of February and September; in the
 20 county of Franklin on the first Monday of February, the fourth Monday of May,
 21 the second Monday of September and the fourth Monday of November: *Pro-*
 22 *vided, that no grand jury or traverse jury shall be summoned for said February*
 23 *and September terms unless so ordered by the court, which order may be made*
 24 *either in term time or in vacation; in the county of Wabash on the third Mon-*
 25 *days of April and November; in the county of Edwards on the second Mon-*
 26 *days of April and November; in the county of Wayne on the third Mondays in*
 27 *January, March, June and October; in the county of Jefferson on the second*
 28 *Mondays of January, April, July and October, provided that there shall be no*
 29 *jury summoned for the July term of court in said county, unless by special*
 30 *order of the judge of said court, which order may be made either in term time*
 31 *or in vacation; in the county of Richland on the third Mondays of April, July*
 32 *and November, provided that no jury shall be impaneled for the July term*
 33 *unless by special order of the judge of said court, which order may be made*
 34 *either in term time or in vacation; in the county of Lawrence on the first Mon-*
 35 *days of May, October and February, provided that no jury shall be impaneled*
 36 *for the February term, except by special order of a judge of said court, which*
 37 *order may be made either in term time or in vacation; in the county of Craw-*
 38 *ford on the first Mondays of March, September and December, provided no jury*
 39 *shall be summoned for said December term unless by special order of a judge*
 40 *of said court, which order may be entered either in term time or in vacation.*

Sec. 2. Whereas, an emergency exists, therefor this Act shall take effect
 2 and be in full force from and after its passage and approval.



- 1 Introduced by Mr. McGloon, March 29, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled: "An Act to regulate the foreclosure of chattel mortgages on household goods, wearing apparel and mechanics' tools," approved June 5, 1889, in force July 1, 1889, by amending section one (1) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled: "An Act to regulate the foreclosure of chattel mortgages on household goods, wearing apparel and mechanics' tools," approved June 5, 1889, in force July 1, 1889, be and the same is hereby amended by amending Section One (1) thereof, so that the said section when amended, shall read as follows:

7 Sec. 1. No chattel mortgage on the necessary household goods, wearing
8 apparel or mechanics' tools of any person or family, shall be foreclosed, except
9 in a court of record. No such household goods, wearing apparel or mechanics'
10 tools, covered by chattel mortgage, shall be seized or taken out of the possession
11 of the mortgagor before foreclosure, except by a sheriff, and then only after the

12 mortgagee or his agent shall present an affidavit to a judge of any court of record,
13 setting forth that the mortgage is due or that he is in danger of losing his
14 security, giving the facts upon which he relies, and shall obtain an order from
15 such judge, directing such sheriff to seize such household goods, wearing
16 apparel or mechanics' tools and hold them subject to the order of court. *Pro-*
17 *vided*, that nothing herein contained shall apply to the sale of furniture by reg-
18 ular dealers on the so-called installment plan, *when there is default in the pay-*
19 *ment of installments and less than five per cent of the purchase price has been*
20 *paid. If, however, more than five per cent of the purchase price has been paid*
21 *upon furniture sold under such installment plan, such mortgage must be fore-*
22 *closed as provided herein, and the court before which the same is foreclosed, may*
23 *take into account the value of the furniture, the value of the use thereof and*
24 *other circumstances in the transaction, affecting the equities of the parties, and*
25 *settle such equities by its order or decree.*



1 Introduced by Mr. Wm. Rowe, March 29, 1917.

2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to revise an Act entitled, "An Act to revise the law in relation to township organization," approved and in force March 4, 1874.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the last proviso in section 12 of
3 article III of an Act entitled, "An Act to revise the law in relation to township
4 organization," approved and in force March 4, 1874, be amended so as to read
5 as follows:

6 *Provided* that where lands lie wholly outside of and not adjoining the
7 limits of an incorporated city or village, whenever a majority of the land owners
8 residing within such territory shall petition the county board to take such ter-
9 ritory from one town and unite it with another town, the county board, *without*
10 *submitting the question to the voters of either of said towns*, shall have full
11 power to disconnect such territory from one town and annex it to another town,
12 as prayed for in such petition, without regard to the extent of territory or num-
13 ber of inhabitants, but no town shall be reduced in extent of territory to less than
14 16 square miles.



- 1 Introduced by Mr. Frisch, March 29, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act concerning townships lying wholly within cities of more than 50,000 population," approved and in force May 11, 1901, as subsequently amended, by amending sections (1) and (2) thereof, so that the said sections when amended shall read as follows:

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act concerning townships lying wholly within cities of more than 50,000 population," approved and in force May 11, 1901, as subsequently amended, be and the same is hereby amended by amending sections one (1) and two (2) thereof, so that the said sections when amended shall read as follows:

7 Sec. 1. That in all townships lying wholly within any city of more than
8 50,000 population all the powers vested in such townships shall be exercised
9 by the county board of the county in which such townships respectively are
10 located, including all the powers vested in the town meetings and the board of
11 auditors of such townships: *Provided, however, that where there is but one*

12 township lying wholly within said city the powers of the board of auditors of such
13 township shall be retained by the board of auditors of such township.

14 Sec. 2. The county clerk of such county in which such townships respectively
15 lie shall be *ex officio* town clerk and township assessor of each of such townships,
16 and the treasurer of the county shall be *ex officio* collector and supervisor of
17 each of such townships; but such officers shall not be required to give any ad-
18 ditional bond on account of holding such township offices but they shall be lia-
19 ble on their official bonds for their acts as township officers in the same manner
20 and to the same extent as if such bonds had been given such township officers.



- 1 Introduced by Mr. Thos. E. Lyon, March 29, 1917.
- 2 Read by title, ordered printed and referred to Committee on Efficiency and Economy.

A BILL

For an Act to renew the great seal of State.

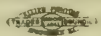
SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the Secretary of State is hereby
3 authorized and required to renew the great seal of State and to procure the same
4 to be made as nearly as practicable of the size, form and intent of the seal now
5 in use and conforming with the original design, except as provided herein.

Sec. 2. The said seal shall be designed to contain a relief figure of the
2 American eagle, standing upon a bowlder in a prairie, the sun rising in the dis-
3 tant horizon, a scroll in the eagle's beak on which shall be inscribed the words,
4 "State Sovereignty National Union." Upon the bowlder shall be inscribed,
5 beginning below, the figures "1818" and above, the figures "1918." The national
6 escutcheon, or shield, shall appear as the same appears in the present great
7 seal of State, and the words, "Seal of the State of Illinois, August 26, 1818,"
8 shall appear as they now appear upon the present seal.

Sec. 3. The great seal of State, renewed as provided herein, shall be used
2 for the purposes for which a State seal is required on and after January 1, 1918.

Sec. 4. WHEREAS, beginning with January 1, 1918, the one hundredth an-
2 niversary of the admission of the State to the Union will be officially observed;
3 and,

4 WHEREAS, it is desirable that such seal be available at that time; therefore
5 an emergency exists and this Act shall take effect from and after its passage
6 and approval.



- 1 Introduced by Mr. Miller, March 29, 1917.
- 2 Read by title, ordered printed and referred to Committee on Public Utilities and
Transportation.

A BILL

For an Act to amend section five of an Act entitled, "An Act to provide for the incorporation of associations that may be organized for the purpose of constructing railways, maintaining and operating the same, for prescribing and defining the duties and limiting the power of such corporations when so organized; and authorizing the same and all railroad companies of this State to own and hold the stock and securities of railroad companies of other states owning connecting lines (as amended by Act approved June 2, 1891, in force July 1, 1891).

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That section 5, chapter 114, providing
3 for the incorporation of associations that may be organized for the purpose of
4 constructing railways, maintaining and operating the same, for prescribing and
5 defining the duties and limiting the power of such corporations when so organ-
6 ized, and authorizing the same and all railroad companies of this State to own
7 and hold the stock and securities of railroad companies of other states owning

8 connecting lines (as amended by Act approved June 2, in force July 1,
9 1891), be amended so as to read as follows:

10 Sec. 5. That no such corporation shall be formed to continue more than
11 fifty years in the first instance, but any railroad company formed under any law
12 of the State may be renewed from time to time, for periods not longer than
13 fifty years: *Provided*, that three-fourths of the votes cast at any regular elec-
14 tion for that purpose shall be in favor of such renewal, and those desiring a
15 renewal shall agree to purchase the stock of those opposed thereto at its current
16 value: *Provided, however, that no such corporation may procure a renewal of*
17 *its charter except upon condition that the par value of the stock and bonds*
18 *of such corporation actually issued and outstanding at the time of procuring such*
19 *renewal, shall not exceed the actual amount of the money and the value in money*
20 *of the labor or property actually received by such corporation and by it ap-*
21 *plied to the purposes for which it was created. Whenever any such election*
22 *shall be held by any railroad corporation, a certificate showing the proceedings*
23 *of the meeting and verified by the president or vice president of the corporation*
24 *and the secretary thereof, with the seal of the corporation shall be filed with the*
25 *Secretary of State within thirty days after the meeting, and upon the filing of*
26 *such certificate and the payment of the same fees as is provided for in the in-*
27 *corporation of a new company, the duration of such corporation shall be ex-*
28 *tended in accordance with the vote of the stockholders for an additional period*
29 *of not longer than fifty years. Such certificate shall show the amount of money*
30 *and the value in money of the labor or property actually received by the said*
31 *corporation and by it applied to the purposes for which it was created, and that*
32 *the par value of the stocks and bonds of such corporation then issued and out-*
33 *standing, does not exceed the amount of money and the value in money of the*
34 *labor or property received by said corporation and by such corporation applied*
35 *to the purposes for which it was created, which statements in said certificate re-*
36 *lating to the investment of the corporation in money, labor or property, and the*
37 *par value of the stocks and bonds then issued and outstanding, shall be certified*

38 *to and approved by the State Public Utilities Commission, as a condition prece-*
39 *dent to the extension of the duration of such corporation: Provided, where in*
40 *case such renewal is of any railroad company* previously incorporated under a
41 special Act of the Legislature then such renewal and extension of such company
42 shall be under and subject to all the provisions of the general laws of the State
43 relating to railroads, and such company shall have such powers only as are
44 provided for in this Act.



- 1 Introduced by Mr. Howard, March 29, 1917.
- 2 Read by title, ordered printed and referred to Committee on Public Utilities and
Transportation.

A BILL

For an Act to provide for the health, safety and comfort of motormen, conductors, gripmen, drivers, guards and other trainmen, employed by railways, by limiting the hours of employment; to provide a penalty for the violation thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That no motorman, conductor, gripman,
3 driver, guard, or other employee shall be employed in the train service on any
4 street, subway, elevated or interurban railway car or cars in this State more
5 than ten hours within twelve consecutive hours, during any one day of twenty-
6 four hours: *Provided, however,* that in the happening of any extraordinary
7 emergency requiring the protection of the property of the railway, or the life
8 or lives of those employed or engaged thereon or being transported over the
9 same, it shall be a good and valid and sufficient defense to any prosecution
10 brought under this Act to plead such extraordinary emergency.

Sec. 2. Any railway corporation, as the same is herein defined, and any of
2 its officers, agents or superior employee employed in the transportation depart-

3 ment of such railway corporation, who shall require any motorman, conductor,
4 gripman, driver, guard, or other trainman to work more than ten hours within
5 twelve consecutive hours during any one day of twenty-four hours, or who shall
6 fail, neglect, or refuse to arrange the work of such motorman, conductor, grip-
7 man, driver, guard, or other trainman that he or they, or either of them, shall
8 not work more than ten hours within twelve consecutive hours of any one day
9 of twenty-four hours, in violation of the provisions of this Act, shall be guilty
10 of a misdemeanor and upon conviction thereof shall be fined for each offense
11 in a sum not less than one hundred dollars (\$100.00) and not more than five
12 hundred dollars (\$500.00).

Sec. 3. The Illinois Department of Factory Inspection shall be charged
2 with the duty of enforcing the provisions of this Act and prosecuting all viola-
3 tions thereof; but upon the failure or unwillingness of the Illinois Department
4 of Factory Inspection to act, any person may cause such prosecution to be
5 instituted.

Sec. 4. The true intent and purpose of this Act is hereby declared to be
2 to further the health, safety and comfort of employees and of the general pas-
3 senger public who ride upon railway vehicles, by limiting the usual hours of
4 labor of motormen, conductors, gripmen, guards, drivers and other trainmen
5 employed in the handling, driving, or propelling of any street, surface, elevated,
6 subway, or interurban railway, so that such hours of labor may be limited to
7 ten hours of actual work each day to be performed within a period of twelve
8 consecutive hours, whether such employees be employed by the trip, hour, day
9 or otherwise.

Sec. 5. The term "Railways" shall be held to include all elevated, inter-
2 urban, street or underground railway cars of whatever motive power except
3 steam, used and operated for carrying passengers for hire, or passengers and
4 freight for hire.

Sec. 6. The term "Corporation" as herein used shall be held to mean any
2 person, firm, or corporation, or receiver operating a railway, as the same is
3 herein defined.

Sec. 7. The term "Each Offense" shall be held to mean an offense against
2 each person employed as motorman, conductor, gripman, driver, guard, or other
3 trainman upon any street or interurban railway as herein defined, each time
4 such motorman, conductor, gripman, driver, guard, or other trainman shall be
5 employed more than ten hours within twelve consecutive hours within any one
6 day of twenty-four hours.

Sec. 8. The invalidity of any portion of this Act shall in no way affect the
2 validity of any other portion thereof, which can and may be given effect without
3 such invalid part.



- 1 Introduced by Mr. McCabe, March 29, 1917.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

A BILL

For an Act to amend the title and sections 1 and 3 of an Act entitled, "An Act to provide for setting apart, formation and disbursement of a police pension fund in cities, villages and incorporated towns in the State of Illinois having a population of not less than 20,000 and not more than 50,000 inhabitants," approved June 14, 1909, in force July 1, 1909, and said section 1 as amended, "By an Act to provide for the setting apart, formation and disbursement of a police pension fund in cities, villages and incorporated towns in the State of Illinois having a population of not less than 9,000 and not more than 50,000 inhabitants," approved June 27, 1913, in force July 1, 1913.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That the title, section 1, as amended, and
3 section 3 of an Act entitled, "An Act to provide for setting apart, formation and
4 disbursement of a police pension fund in cities, villages and incorporated towns
5 in the State of Illinois having a population of not less than 20,000 and not more
6 than 50,000 inhabitants," approved June 14, 1909, in force July 1, 1909, and said
7 section 1 as amended "By an Act to provide for the setting apart, formation and

8 disbursement of a police pension fund in cities, villages and incorporated towns
 9 in the State of Illinois having a population of not less than 9,000 and not more
 10 than 50,000 inhabitants," approved June 27, 1913, in force July 1, 1913, be and
 11 the same to read as follows:

12 An Act to provide for the setting apart, formation and disbursement of a
 13 police pension fund in cities, villages and incorporated towns in the State of Illi-
 14 nois having a population of not less than 5,000 and not more than 100,000 in-
 15 habitants and for levying and collecting a tax therefor.

16 Sec. 1. That in all cities, villages and incorporated towns having a popu-
 17 lation of not less than 5,000 and not more than 100,000 inhabitants, said popu-
 18 lation to be determined by the United States Government Statistics or School
 19 Census, there shall be set apart the following moneys to constitute a police pen-
 20 sion fund.

21 First—Three-fourths of all moneys received for licenses upon dogs.

22 Second—Two per cent of all moneys received from licenses for the keeping
 23 of saloons, dramshops and wholesale liquor houses.

24 Third—All moneys received for special detail of police officers.

25 Fourth—Ten per cent of all fines collected for violation of city ordi-
 26 nances.

27 Fifth—One per cent per month, which shall be paid or deducted from the
 28 pension of every police pensioner of such city, village or town.

29 Sixth—All moneys received from fines imposed upon members of the police
 30 department of such city, village or town for violation of the rules and regula-
 31 tions of the police department.

32 Seventh—All rewards given or paid to members of such police force except
 33 such as shall be excepted by the board of trustees of the police pension fund:
 34 *Provided*, this provision shall not apply to cities that have not adopted civil serv-
 35 ice in the police department.

36 Eighth—One per cent per month which shall be paid or deducted from the
 37 salary of each and every member of the police department of such city, village

38 or incorporated town: *Provided, however,* the sum so received shall in no case
 39 exceed one dollar (\$1.00): *Provided, however,* that this provision shall not ap-
 40 ply to cities that have not adopted civil service in the police department.

41 Ninth—Ten per cent of all revenues collected from licenses by such city, vil-
 42 lage or incorporated town not heretofore mentioned in this bill.

43 Tenth—All moneys that may have been accumulated by such city, village or
 44 town in conformity with any previous legislation establishing a fund for the
 45 benefit of disabled or superannuated policemen, and one-half of all funds accumu-
 46 lated in such cities, villages or incorporated towns for the benefit of disabled or
 47 superannuated police or firemen by virtue of any previous legislation.

48 Eleventh—The city council or board of trustees, as the case may be, shall have
 49 the power to levy a tax and such city council or board of trustees, as the case
 50 may be, shall levy a tax for a period of five years, beginning with the year 1918,
 51 not to exceed three-tenths of a mill on the dollar on all taxable property of such
 52 city, village or incorporated town. Such tax to be levied and collected in like
 53 manner with the general taxes of such city, village or incorporated town, which
 54 said tax shall be in addition to all other taxes which such city, village or in-
 55 corporated town is now or hereafter may be authorized to levy upon the aggre-
 56 gate valuation of all property with such city, village or incorporated town and
 57 the county clerk in reducing the tax levies under the provision of section 2 of an
 58 Act entitled, "An Act to amend section 2, of an Act entitled, 'An Act concern-
 59 ing the levy and extension of taxes,' approved May 9, 1901, in force July 1, 1901,
 60 as amended by an Act approved March 29, 1905, in force July 1, 1905," as
 61 amended by an Act approved June 14, 1909, in force July 1, 1909, as subse-
 62 quently amended shall not consider the tax therein authorized as a part of the
 63 general taxes levied for such city, village or incorporated town purposes and
 64 shall not include same in the limitation of three per cent of the assessed valua-
 65 tion upon which taxes are required to be extended. Said tax when collected
 66 shall be paid into the police pension fund as part thereof.

67 Sec. 3. WHO SHALL BE PENSIONED—SERVICE FOR TWENTY YEARS, ETC. | When-
68 ever any person who, at the time of the taking effect of this Act is a member of
69 a regularly constituted police force of such city, village or incorporated town or
70 who shall thereafter become a member of such a police force, shall have served
71 a period of twenty years or more upon the regularly constituted police force of
72 such city, village or incorporated town of this State said board shall, subject to
73 the provisions of this Act, order and direct that such person after becoming fifty
74 years of age and his service on such police force shall have ceased, shall be paid
75 from such fund a yearly pension equal to one-half of the amount of salary at-
76 tached to the rank which he may have held on such police force for one year im-
77 mediately prior to the time of such retirement: *Provided, however,* the maxi-
78 mum of said pension shall not exceed the sum of \$900.00 per year and the mini-
79 mum shall not be less than \$600.00 per year, and after the decease of such mem-
80 ber his widow or minor child or children under sixteen years of age, if any
81 survive him, or dependent parent if such there be, shall be entitled to the pen-
82 sion provided for in this Act, of such a deceased husband, father or son. But
83 nothing in this or any other section of this Act shall warrant the payment of
84 any annuity to any widow, child or dependent parent of a deceased member
85 after she or he shall have married or remarried after the decease of such police-
86 man. Nor shall any part of this section or any other section in this Act be so
87 construed as to necessitate the retirement of any capable policeman at the age
88 of fifty years.

- 1 Introduced by Mr. Thomason, March 29, 1917.
- 2 Read by title, ordered printed and referred to Committee on Education.

A BILL

For an Act to amend an Act entitled, "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as subsequently amended, by amending section thirty-five (35) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as subsequently amended, be and the same is hereby amended, by amending section thirty-five (35) thereof to read as follows:

Sec. 35. At the regular semi-annual meetings on the first Mondays of April and October, the trustees shall ascertain the amount of funds subject to distribution, and shall appropriate and distribute the same as required by this section, and not otherwise. All valid claims shall be paid before distribution, in manner following: First, the compensation of the treasurer; second, the cost of publishing the annual statement; third, the cost of a record book, if any; fourth, the cost of dividing school lands and making plats. The balance shall be apportioned and distributed to the districts and parts of districts in the township in

14 which schools have been kept as required by law during the preceding year end-
15 ing June 30, according to the number of persons returned under 21 years of
16 age. The funds so distributed shall be credited to the respective districts and
17 parts of districts.

18 When the board of trustees has had notice from the county superintendent
19 of schools that a district has not kept school as required by law, the part of
20 the distributive fund apportioned to such district shall be withheld until the
21 county superintendent has given notice in writing that the requirements of the
22 law have been complied with. The amount withheld shall then be placed to the
23 credit of such district: *Provided*, in cases where the school houses were already in
24 use for school purposes, July 1, 1915, and do not comply with the minimum re-
25 quirements for the health and safety of the pupils as set forth by the Superin-
26 tendent of Public Instruction, the distributive fund shall not be withheld until
27 after March 1, 1919 .

- 1 Introduced by Mr. Scanlan, March 29, 1917.
- 2 Read by title, ordered printed and referred to Committee on Industrial Affairs.

A BILL

For an Act to amend an Act entitled, "An Act providing for the protection and safety of persons in and about the construction, repairing, alteration or removal of buildings, bridges, viaducts and other structures, and to provide for the enforcement thereof," approved June 3, 1907, in force July 1, 1907, by amending section five (5), section six (6), section seven (7) and section nine (9), also by adding six new sections to be known as section 3a, section 7b, section 8a, section 8b, section 8c, and section 9a respectively.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act providing for the protection and safety of persons in and about the construction, repairing, alteration or removal of buildings, bridges, viaducts, and other structures, and to provide for the enforcement thereof," approved June 3, 1907, in force July 1, 1907, be and the same is hereby amended by amending section five (5), section six (6), section seven (7), and section nine (9), and by adding six new sections to be known as section 3a, section 7b, section 8a, section 8b, section 8c and section 9a, which said amended sections and added sections shall read as follows:

Sec. 3. In all cases where work of any character is being performed upon

such building above such suspended scaffolding, that might in any manner endanger the persons working upon such suspended scaffolding, then such suspended scaffolding shall be covered with a roof or canopy made of boards not less than one inch (1") in thickness, sufficiently wide to catch and prevent any material or materials, tools or appliances that may fall from above from injuring any person working upon such suspended scaffolding; and such roof or canopy to be not more than eight (8) feet above the floor of such suspended scaffolding.

*Sec. 5. That any person, firm or corporation in this State, hiring, employing or directing another to perform labor of any kind, in the erecting, repairing, altering or painting of any water pipe, stand pipe, tank, shaft, elevator or stairway or other opening, smoke stack, chimney, tower, steeple, pole, staff, dome or cupola, or bridge, viaduct, arched or trussed buildings, or other structures, where the place of work is such that a person employed or engaged thereon may fall thirty-two (32) feet or more, when the use of any scaffold, staging, swing, hammock, support, temporary platform or other similar contrivance is required or used, or where the work is being performed upon a part of such structure without the use of any such scaffold, staging, swing, hammock, support, temporary platform or other similar contrivance, in the performance of such labor, shall keep and maintain at all times, while such labor is being performed and whether or not such mechanical device is in use or operation, a safe and proper scaffold, or safety net, stay, support or other suitable device, not more than sixteen (16) feet * * * below such working scaffold, staging, swing, hammock, support or temporary platform or place where any person may be employed when such work is being performed at a height of thirty-two (32) feet (or more) for the purpose of preventing the person or persons performing such labor, from falling in case of any accident to him, or to such working scaffold, staging, swing, hammock, support or temporary platform, or to the part or thing upon which he or they may be employed: Provided, however, that this section shall not apply to scaffolding or staging, swung or suspended from an*

23 *overhead support used on exterior of building where said scaffold or staging is*
 24 *protected by safety railing: Provided, further, in the painting of any water*
 25 *pipe, stand pipe, tank, smoke stack, chimney, tower, steeple, pole, staff, dome or*
 26 *cupola, a safety belt with guy line may be used in lieu of the aforesaid scaffold,*
 27 *safety net, stay or support.*

Sec. 6. All contractors and owners, when constructing buildings in cities,
 2 where the plans and specifications require the floors to be arched between the
 3 beams thereof or where the floors *or* filling in between the floors are fireproof
 4 material or brick work, shall complete the flooring or filling in as the building
 5 progresses, to not less than within three tiers or beams below that on which the
 6 iron work is being erected. If the plans and specifications of such buildings do
 7 not require filling in between the beams of floors with brick or fireproof ma-
 8 terial, all contractors for carpenter work in course of construction shall lay the
 9 under flooring thereof or a safe temporary floor on each story as the building
 10 progresses to not less than within two stories or floors below the one to which
 11 such building has been erected. Where double floors are not to be used, such
 12 owner or contractor shall keep plank over the floor two stories or floors below
 13 where the work is being performed. If the floor beams are of iron or steel the
 14 contractor for the iron or steel work of buildings in the course of construction
 15 or the owners of such buildings, shall thoroughly plank over the entire tier of
 16 iron or steel beams on which the structural iron or steel work is being erected,
 17 except such spaces as may be reasonably required for the proper construction
 18 of such iron or steel work and the raising and lowering of materials, to be used in
 19 the construction of such building, or such spaces as may be designated by the
 20 plans and specifications for stairways and elevator shafts: *Provided, that any*
 21 *such elevator shaft or opening shall be covered on the floor directly above, and*
 22 *on the floor directly below where a person or persons are engaged or employed in*
 23 *such elevator shaft or opening.*

Sec. 7. If elevating machines or hoisting apparatus are used within *or*
 2 *without* a building in the course of construction, for the purpose of lifting *tools or*

3 materials to be used in such construction, the contractors or owners shall cause
 4 the shafts or openings in each floor to be enclosed or fenced in on all sides by a
 5 substantial barrier or railing at least eight (8) feet in height. Any hoisting
 6 machine or engine used in such building construction shall, where practicable,
 7 be set up or placed on the ground, and where it is necessary in the construction
 8 of such building to place such hoisting machine or engine on some floor above
 9 the ground floor, such machine or engine must be properly and securely sup-
 10 ported with a foundation capable of safely sustaining twice the weight of such
 11 machine or engines. If a building in course of construction is five stories or
 12 more in height, no material needed for such construction shall be hoisted or
 13 lifted over public streets or alleys unless such street or alley shall be barricaded
 14 from use by the public. *All shaft ways of elevator machines for such hoisting*
 15 *apparatuses and elevators when built on the outside of buildings, or in towers,*
 16 *shall be completely enclosed and protected in such manner that no material falling*
 17 *shall fall therefrom, or to the ground outside of the shaft way. All material hoists,*
 18 *or elevators used for hoisting material, operated by horse or hand power shall*
 19 *be securely locked when not in actual operation.* The chief officer in any city, town
 20 or village charged with the enforcement of local building laws, and the State
 21 factory inspector are *each* hereby charged with enforcing the provisions of this
 22 Act: *Provided*, that in all cities in this State where a local building commis-
 23 sioner is provided for by law, such officer shall *also* be charged with the duty of
 24 enforcing the provisions of this Act, and in case of his failure, neglect or refusal
 25 so to do, the State factory inspector shall, pursuant to the terms of this Act, en-
 26 force the provisions thereof.

Sec. 7b. *It shall be the duty of any owner, executor of an estate, firm, cor-*
 2 *poration, their agents, contractors, sub-contractors, architects, engineers, fore-*
 3 *man or other person in charge of erection or construction of any building which is*
 4 *to be eight (8) stories or more in height when completed, to provide a proper*
 5 *and safe passenger elevator or elevators in or about such building when in the*
 6 *course of construction, operated by a competent person regularly assigned to*

7 such duty, to carry employees engaged in the construction of such building up
 8 and down to and from their work. Such elevator to be in operation when building
 9 reaches a height of four (4) stories, and such elevator to be raised from time to
 10 time within not less than two (2) stories of highest point reached as building
 11 progresses: Provided, that a story within the meaning of this Act shall not be
 12 less than ten (10) nor more than twenty-five (25) feet for the first story, and not
 13 less than nine (9) nor more than fourteen (14) feet (center to center), for all
 14 subsequent stories. Any failure to comply with this section of this Act shall be
 15 a separate offense for each and every day such employees hereinbefore men-
 16 tioned are engaged in the construction of such building, and shall be punishable
 17 as hereinafter provided.

Sec. 8a. It shall be the duty of all owners, contractors or sub-contractors
 2 engaged in the erection, construction, alteration or repairing of any bridge,
 3 building, viaduct or other structure in which beams or cross beams are laid hori-
 4 zontally, to securely attach and fasten such beams or cross beams so that the
 5 same shall remain firm, even and regular by placing not less than two (2) bolts
 6 in each end of such beams or cross beams, in order that persons working with
 7 and upon and about the same may not be injured, and so as to prevent falling
 8 off of any tools or material therefrom.

Sec. 8b. It shall be unlawful for the owner of any building, architect, en-
 2 gineer, general contractor, or any person, firm or corporation employing or in
 3 charge of any men to begin the construction of any building, or the construction
 4 of any public or private works without having provided clean, sanitary and suf-
 5 ficient toilet facilities, viz., water closets, chemical closets, privies, or incinerators
 6 of a type approved by the State factory inspector or the local commissioner of
 7 health, for the use of all such employees engaged in the construction of any pub-
 8 lic or private works: Provided, that in all cities in this State where a local health
 9 commissioner is provided for by law, such officer shall be charged with the duty
 10 of enforcing the provisions of this section of this Act, and in case of his failure,

11 *neglect or refusal so to do, the State factory inspector shall, pursuant to the*
12 *terms of this Act, enforce the provisions thereof.*

13 *There shall be at least one such water closet, chemical closet of not less than*
14 *sixty (60) gallon capacity, privy or incinerator for every thirty (30) employees*
15 *or a fraction thereof. Such toilet facilities in due proportion shall be provided*
16 *on at least every fifth floor of a building.*

PRIVY, DEFINITION OF TERMS.

17 *A privy is any structure or shed in which is placed a receptacle, whether*
18 *above or below ground or floor for the original deposit of human urine and ex-*
19 *crement, and is without water supply.*

20 *All privy structures shall be made fly tight and all doors and windows shall*
21 *be provided with suitable wire screens for summer use.*

22 *A chemical closet in any closet or privy in which human excreta and urine*
23 *are deposited in a receptacle containing a solution of caustic hydrate, or such*
24 *other chemicals as approved by the State factory inspector or local commissioner*
25 *of health. The receptacle in such a closet shall be water tight.*

26 *A solution containing at least 16.42 per cent crude caustic hydrates ($1\frac{2}{3}$ to*
27 *one gallon of water) shall be used in such receptacles and such chemical closets*
28 *shall not be used until properly charged with such solution, or such other solu-*
29 *tion as may be approved by the State factory inspector or local commissioner of*
30 *health. The receptacle shall at all times contain an amount of such solution*
31 *sufficient to cover excretions.*

Sec. 8c. No gasoline or other explosive substances shall be used for light-
2 *ing purposes in caissons and tunnel work.*

Sec. 9. Any owner, contractor, sub-contractor, foreman, architect and en-
2 *gineer, or other person, erecting or causing to be erected or having charge of the*
3 *erection, construction, repairing, alteration, removal, or painting of any building,*
4 *bridge, viaduct, or other structures within the provisions of this Act, shall com-*

ply with all the terms thereof, and any such owner, contractor, sub-contractor, foreman or other person violating any of the provisions of this Act shall, upon conviction thereof, be fined *for the first offense not less than ten (10) dollars nor more than one hundred (100) dollars, and upon conviction of a second or subsequent offense shall be fined not less than one hundred (100) dollars nor more than five hundred (500) dollars, or imprisoned for not less than three (3) months nor more than one (1) year in the county jail, or both fined and imprisoned, in the discretion of the court, and in each case shall stand committed until such fines and costs are paid, unless otherwise discharged by due process of law.*

And in case of any such failure to comply with any of the provisions of this Act, any State factory inspector may, through the state's attorney, or any other attorney in case of his failure to act promptly, take the necessary legal steps to enforce compliance therewith.

If it becomes necessary, through the refusal or failure of the state's attorney to act, for any other attorney to appear for the State, in any suit involving the enforcement of any provisions of this Act, reasonable fees for the services of such attorneys shall be allowed by the board of supervisors or county commissioners in and for the county in which such proceedings are instituted.

For any injury to person or property, occasioned by any wilfull violation of this Act, or wilfull failure to comply with any of its provisions, a right of action shall accrue to the party injured, for any direct damages sustained thereby, and in case of loss of life by reason of such wilfull violation or wilfull failure as aforesaid, a right of action shall accrue to the widow of the person so killed, his lineal heirs or adopted children, or to any other person or persons who were, before such loss of life, dependent for support on the person or persons so killed, for a like recovery of damages for the injuries sustained by reason of such loss of life or lives.

Sec. 9a. *It is hereby declared to be the legislative intent that this Act be liberally construed and in such a way as to suppress all mischiefs which it is designed to prevent, and to advance the remedies in such a way as to accomplish*

4 that end; and that it is the legislative intent that all persons, firms and cor-
5 porations erecting or causing to be erected any building, bridge, viaduct or other
6 structure, shall be held civilly liable under the provisions hereof, for any wilful
7 violation of any of the terms or provisions hereof.



1 Introduced by Mr. Thos. Curran, March 29, 1917.

2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act for an appropriation for the payment of damages for the death of Harry
M. Kistner.

WHEREAS, the county court of Cook county, having jurisdiction of the party
2 and subject-matter, adjudged Harry M. Kistner insane on the 4th day of Janu-
3 ary, A. D. 1917, and as a result of said judgment the said Harry M. Kistner
4 was confined in the asylum for the insane at Elgin, Illinois, and

5 WHEREAS, on the 14th day of February, A. D. 1917, while the said Harry
6 M. Kistner was insane and so confined he was permitted to be in a bathroom
7 alone, without an attendant, and

8 WHEREAS, the said bathtub and the faucet of the pipe supplying the same
9 was out of repair and the outlet of said bathtub was also out of repair so that
10 said bathtub became partially filled with scalding hot water and the said Harry
11 M. Kistner while so in said bathroom and while so insane and while so unat-
12 tended by anyone taking proper care of him fell or jumped into said bathtub
13 and as a result of which the said Harry M. Kistner was scalded to death, and

14 WHEREAS, the death of the said Harry M. Kistner was as a result solely and
15 entirely of the negligence and carelessness of the State of Illinois through its
16 agents and servants, and

17 WHEREAS, after a complete investigation by the coroner on the 15th day of
18 February, A. D. 1917, a coroner's jury found the following verdict:

19 "That the said Harry Kistner now lying dead at Elgin State Hospital in
20 said Elgin, county of Kane, State of Illinois, came to his death on the 15th day
21 of February, A. D. 1917, from burns received accidentally in a bathtub at the
22 man's infirmary at the Elgin State Hospital at 9:45 P. M. February 14. We
23 find that the tub had filled with hot water through a defective valve, and that
24 Kistner, not mentally responsible, had climbed into the tub himself, no one else
25 being present in the bath room at the time."

26 WHEREAS, in justice and in equity a compensation for said death is hereby
27 fixed at the sum of five thousand dollars (\$5,000) as a just and reasonable amount.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That, there be, and there hereby is ap-
3 propriated for the death of Harry M. Kistner, the sum of five thousand dollars
4 (\$5,000), who was killed by being scalded to death in the insane asylum at Elgin,
5 Illinois, because of the carelessness of the agents and servants of the State of
6 Illinois.

Sec. 2. The Auditor of Public Accounts of the State of Illinois is hereby
2 authorized and directed to draw his warrants upon the State Treasurer of the
3 State of Illinois, for the said amount so appropriated, as set forth and described
4 in section one (1) of this Act, in favor of the duly appointed and qualified legal

5 representative of the said Harry M. Kistner and for the particular specified
6 amount so named, specified and set forth in section one (1) of this Act; and said
7 amount to be payable out of any money in the treasury, not otherwise appro-
8 priated, and the State Treasurer is hereby authorized and directed to pay such
9 warrants out of any money in the treasury, not otherwise appropriated.

1 Introduced by Committee on Appropriations, March 29, 1917.

2 Read a first time, ordered printed and to a second reading.

A BILL

For an Act to provide for the ordinary and contingent expenses of the Illinois National Guard and Illinois Naval Battalion.

SECTION 1. *Be it enacted by the People of the State of Illinois,*

2 *represented in the General Assembly:* That the sum of four hundred fifty-two
3 thousand, nine hundred seventeen dollars (\$452,917.00) per annum, or so much
4 thereof as may be necessary, is hereby appropriated to pay the ordinary and
5 contingent expenses of the Illinois National Guard and Illinois Naval Battalion.

6 *First*—For salaries and wages, \$85,265.15 per annum, for pay of officers,
7 enlisted men, clerks and civilians.

8 *Second*—For traveling expenses, \$55,931.37 per annum.

9 *Third*—For operating supplies and expenses, other than salaries and wages
10 and traveling expenses, \$311,720.48 per annum.

11 That the further sum of fifty thousand dollars (\$50,000.00) is hereby appro-
12 priated as an emergency fund to be used by the Governor in case of emergency
13 when the Illinois National Guard or Illinois Naval Battalion are called into
14 active duty by the Governor to protect the life and property of the citizens of
15 the State.

Sec. 2. The Auditor of Public Accounts is hereby authorized and directed
2 to draw his warrants on the State Treasurer for the sums herein specified, upon
3 the presentation of proper vouchers certified to as correct by the Adjutant Gen-
4 eral and approved by the Governor, and the Treasurer shall pay the same out of
5 any moneys not otherwise appropriated.



1 Introduced by Mr. Lyle, March 29, 1917.

2 Read by title, ordered printed and referred to Committee on Efficiency and Econ-
omy.

A BILL

For an Act in relation to markets, foods and farm products.

ARTICLE I.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* This Act shall be known as the Markets,
3 Foods and Farm Products Law.

Sec. 2. DEFINITIONS.] When used in this Act unless otherwise expressly
2 stated, or unless the context or subject matter otherwise requires:

3 1. "Commission" means the commission of markets, foods and farm prod-
4 ucts, being a subdivision or branch of the department of agriculture, as such
5 department is defined in the Act known as "The Civil Administrative Code of
6 Illinois," passed by the General Assembly, March 1, 1917, in effect July 1, 1917.

7 2. "Commissioner" means one of the commissioners who are members of
8 such commission of markets, foods and farm products.

9 3. The term "foods" and "food products" shall include all articles used
 10 for food, drink, confectionery or condiment by man or other animals, whether
 11 simple, mixed or compound.

12 4. The production of foods shall also include the manufacture of foods.

Sec. 3. UNFAIR PRACTICES; HOW DETERMINED.] In determining what busi-
 2 ness acts, practices and methods shall constitute an unlawful destruction, pre-
 3 vention or unreasonable limitation of competition in food products to the detri-
 4 ment of the people of the State, or shall constitute an attempt to so destroy, pre-
 5 vent or unreasonably limit such competition, the commission shall be governed
 6 by the laws now in force in the State and the interpretation and construction
 7 thereof by the courts of the State.

8 But nothing in this section contained shall be construed as excluding other
 9 acts, practices or methods, nor as in any degree limiting the power of the com-
 10 mission to investigate and determine what other business acts, practices and
 11 methods, as interpreted by the laws of the United States and of other states, are
 12 unfair and illegal.

Sec. 4. SUBJECTS OF PUBLIC INTEREST AND STATE REGULATION.] The produc-
 2 tion, manufacturing, marketing and distribution of food, food products and sup-
 3 plies are matters of public interest and proper subjects for investigation, en-
 4 couragement, development and regulation by the State to provide an abundant
 5 supply of pure and wholesome food, to prevent frauds and oppression in the
 6 traffic thereof, and to eliminate waste and loss in distribution. To this end the
 7 said commission is proposed whose purpose is (a) to represent the interests of
 8 producer, distributor and consumer; (b) to furnish a clearing house of informa-
 9 tion as to supply, demand, abundance, shortage, markets and methods of market-
 10 ing of food, food products and supplies; (c) to afford a tribunal to whom appeal
 11 may be made in case of complaint, that has the power to investigate and recom-
 12 mend remedies for existing waste, injustice or unfairness in the marketing of
 13 food, food products and supplies.

ARTICLE 2.

ORGANIZATION OF COMMISSION; JURISDICTION; GENERAL POWERS AND DUTIES.

Sec. 5. COMMISSION OF MARKETS, FOODS AND FARM PRODUCTS.] There shall be
2 a commission of markets, food and farm products which shall be a division of
3 the department of agriculture. The commission shall consist of the director of
4 the department of agriculture, *ex officio*, the director of the department of trade
5 and commerce, *ex officio*, the superintendent of foods and dairies, *ex*
5½ *officio*, and two commissioners appointed by the Governor, by and
6 with the advice and consent of the Senate, one of which appointees shall
7 be designated by the Governor as chairman. Upon the appointment of a suc-
8 cessor to the chairman, the Governor shall designate such successor or any ap-
9 pointive commissioner as chairman. The first commission shall consist of the
10 two directors and superintendent of food and dairies, *ex officio*, and who shall
11 hold office as members of said commission during their terms of office, and until
12 their respective successors are appointed and qualified, and the two commission-
13 ers, appointed by the Governor, by and with the advice and consent of the Sen-
14 ate, who shall hold office until July first, nineteen hundred and twenty-one. The
15 two commissioners so appointed shall be known as appointive commissioners.
16 Their successors shall be appointed, as above provided, for full terms of four
17 years from the expiration of the terms of their predecessors. If a vacancy
18 occur otherwise than by expiration of term in the office of an appointive com-
19 missioner, it shall be filled by appointment for the unexpired term.

20 One of such appointive commissioners shall be a representative of the in-
21 terests engaged in the distribution of food products and supplies of the State,
22 and one of them shall be a representative of the consumers of the State. Each
23 appointive commissioner shall devote his entire time to the duties of his office and
24 shall hold no other office or position of profit nor engage in any other business,
25 employment or vocation.

Sec. 6. REMOVAL OF COMMISSIONERS.] The Governor may remove an ap-
2 pointive commissioner for inefficiency, neglect of duty or misconduct in office.

Sec. 7. OFFICES OF COMMISSION.] The principal office of the commission shall
 2 be in the city of Springfield in rooms to be designated by the director of the
 3 department of agriculture, as provided by law. Branch offices shall be estab-
 4 lished and maintained by the commission in such places as the commission may
 5 determine by and with the approval of the director of the department of agri-
 6 culture. The offices shall be supplied with all necessary books, stationery, office
 7 equipment and furniture, to be furnished and paid for in the manner provided by
 8 law.

Sec. 8. SEAL OF COMMISSION.] The commission shall have an official seal, to
 2 be prepared and furnished by the Secretary of State, as provided by law. Such
 3 seal shall be used for the authentication of the commission's orders and pro-
 4 ceedings and for such other purposes as the commission may prescribe.

Sec. 9. RECORDS OF DEPARTMENT AVAILABLE.] All the necessary records, books,
 2 papers and documents of the department of agriculture, the superintendent of
 3 foods and dairies and all other branches of said department shall be available for
 4 use by said commission of markets, foods, and farm products.

Sec. 10. CO-ORDINATION WITH ALL STATE DEPARTMENTS.] All other depart-
 2 ments and employees thereof shall co-operate with the commission so far as prac-
 3 ticable, as provided by sections 26 and 31 of the civil administrative code of Illi-
 4 nois, passed March 1, 1917.

Sec. 11. COUNSEL AND SECRETARY.] There shall be a counsel of the commis-
 2 sion who shall be appointed according to law and who shall have been actually
 3 engaged in the practice of his profession for at least ten years. There shall be
 4 a secretary of the commission to be appointed by the commission and to hold
 5 office during its pleasure, and who shall keep a record of all of the proceedings,
 6 transactions, communications and official acts of the commission and perform
 7 such other duties as the commission may prescribe.

Sec. 12. OFFICERS AND EMPLOYEES.] The commission may employ such deputy commissioners, directors, inspectors, chemists, experts, statisticians, accountants and other assistants and employees as may be needed for the exercise of the powers and the performance of the duties under this Act, all of whom shall be appointed according to law. •

Sec. 13. OATHS OF OFFICE.] Each appointive commissioner, the counsel and the secretary, shall, before entering upon the duties of their offices, take and subscribe the constitutional oath of office. Such oaths shall be filed in the office of the Secretary of State.

Sec. 14. SALARIES AND EXPENSES.] The annual salary of each appointive commissioner shall be thousand dollars; the annual salary of the counsel shall be thousand dollars; the annual salary of the secretary shall be thousand dollars. The salary or compensation of each of the other officers and employees of the commission shall be fixed by the commission within the amounts appropriated therefor. The reasonable and necessary traveling and other expenses of the commissioners, secretary, counsel and other officers and employees of the commission, while actually engaged in the performance of their duties outside of the city of Springfield, or if any such officer or employee be in charge of or regularly employed at a branch office of the commission, the reasonable and necessary traveling and other expenses of such officer or employee outside of the city in which such branch office is located, shall be paid by the State Treasurer upon vouchers approved by the chairman of the commission and audited by the director of finance, for the department of finance.

Sec. 15. ORGANIZATION OF COMMISSION.] The two appointive commissioners, the counsel of the commission and its secretary shall devote their entire time, as required of department directors and officers by the civil administrative code of Illinois, to the work and duties of the commission. The *ex officio* members of the commission shall devote to the work and duties of the commission such time as may be necessary in joint meetings and hearings for the deter-

7 mination of its conduct and procedure, and the hearings on all appeals to the
8 commission as provided by this Act and the rules of the commission.

Sec. 16. MEETINGS OF COMMISSION.] The commission shall hold stated meet-
2 ings at least once a month at its office and may hold such special meetings as
3 it may deem necessary at any place within the State.

Sec. 17. GENERAL POWERS AND DUTIES OF COMMISSION.] The commission shall

- 2 1. Execute and carry into effect the provisions of this Act and the rules of
3 the commission;
- 4 2. Investigate fully as to the sources of food supply for the State, the
5 production, manufacture, transportation, storage, marketing and distribution of
6 food sold, offered for sale, stored or held within the State, the cost of food at the
7 point of production, the expense of transportation to the leading centers of pop-
8 ulation and of the marketing and distribution to consumers;
- 9 3. Collect accurate data and statistics as to the sources and prices of food
10 produced, manufactured, stored or held within or without the State, the quan-
11 tities available from time to time and the location thereof;
- 12 4. Co-operate with and aid the department of agriculture in promoting and
13 encouraging the development of the agricultural resources of the State and the
14 production of food;
- 15 5. Co-operate with and aid consumers, distributors and producers of food
16 in advancing and maintaining economic and efficient systems of production, dis-
17 tribution, marketing and storage, and in reaching advantageous markets.
- 18 6. Acquire accurate information of the actual market prices paid from day
19 to day in the various markets of the State and elsewhere.
- 20 7. Prevent the publication of false and misleading market quotations, and,
21 so far as possible, provide that such quotations as are printed or published in the
22 public journals or market papers of the State are true and correct.
- 23 8. Investigate transportation facilities and delays in transportation and,
24 upon request, inform shippers of food as to the most direct and expeditious route
25 of shipment to market;

26 9. Co-operate with the public utilities commission with the view of obtain-
27 ing proper, expeditious and economical facilities for the shipment of food, and
28 recommend as to the action to be taken by such commission to avoid and pre-
29 vent unfair discrimination in such shipment and unreasonable delay in the trans-
30 portation thereof, and to obtain fair and reasonable rates for such transporta-
31 tion;

32 10. Investigate as to the needs of terminal, dock and other distributing
33 facilities for the delivery and distribution of food at the centers of population;
34 and take such measures as may be advisable to promote their establishment, con-
35 struction or acquisition by public service corporations, municipalities or other
36 agencies;

37 11. Ascertain the names and addreses of producers, manufacturers, im-
38 porters and distributors of food, the kind of food, produced, manufactured, im-
39 ported or distributed by such persons and, upon request, supply lists of such
40 persons;

41 12. When notified by producers, manufacturers or distributors that food
42 produced, manufactured or shipped within the State is likely to spoil on account
43 of lack of ready market, make such suggestions or take such steps as are deemed
44 advisable for facilitating the sale or other disposition thereof;

45 13. Acquire information and make recommendations as the most efficient
46 and economical methods of standardization, packing, transportation and distri-
47 bution of food;

48 14. In case of emergency creating or threatening to create a scarcity of
49 foods within the State, take such lawful measures to secure relief as the com-
50 mission may deem advisable.

51 15. Inquire and recommend as to the best methods of increasing the supply
52 of food, and co-operate with other public and private agencies for such purpose;

53 16. Investigate the plans and methods of co-operative corporations and of
54 combinations and associations for the purchase, sale, marketing or distribution
55 of foods within the State;

56 17. Investigate and furnish information as to the most efficient methods
57 of keeping records and accounts by producers and distributors of food products
58 with a view of preventing wasteful, careless and fraudulent methods of handling
59 such products;

60 18. Aid and assist in the establishment, organization and maintenance of
61 co-operative corporations and associations among producers, distributors and
62 consumers for the purpose of securing more direct business relations between
63 them, of promoting and conserving the interests of producers and distributors
64 and reducing the cost of living to consumers;

65 19. Act as mediator or arbitrator when jointly invited, in any controversy
66 or issue that may arise between producers and distributors of food.

67 20. Investigate the conduct and methods of exchanges and boards of trade
68 within the State for the purchase and sale of food;

69 21. Advise municipalities as to the establishment, organization and main-
70 tenance of local markets and terminal dock and other distributing facilities for
71 the sale, delivery and distribution of food and the methods for conducting the
72 business thereof;

73 22. Co-operate with the department of agriculture in ascertaining the quan-
74 tity, quality, character, purity, wholesomeness, economic value and the nutritious
75 and hygienic properties of food produced, sold, manufactured, stored, offered for
76 sale or intended to be offered for sale within the State, and for such purpose
77 to take, examine and analyze samples of such goods;

78 23. Investigate transactions involving the solicitation, receipt, methods of
79 accounting and settlement in the sale of foods and farm products and prevent
80 all dishonest practices of distributors, according to the procedure provided by
81 this Act.

82 24. Co-operate with the State Department of Public Health and local health
83 departments and departments of markets in cities, incorporated towns and vil-
84 lages, in preventing the production, manufacture, sale or offering for sale of
85 fraudulent, deleterious or unwholesome food;

86 25. Investigate and prevent unfair or illegal acts, practices and methods
87 of competition in the sale or distribution of food which are detrimental to the wel-
88 fare of the people of the State.

89 26. In all cases where the statistics or other information which the com-
90 mission of markets foods and farm products is authorized and directed to com-
91 pile and procure under this Act necessary for the work of the commission in pro-
92 moting the efficient and economical distribution and marketing of farm products
93 and supplies are already available or required to be procured by any other com-
94 mission or department of the State, said commission of markets, foods and farm
95 products shall not be required to duplicate such work but it shall be its duty, as
96 provided by sections 26 and 31 of the civil administrative code of Illinois, to
97 avail itself of the information so otherwise obtained and use the same in carry-
98 ing out the purposes of the commission in protecting the interests of producers,
99 distributors and consumers of food and food supplies.

Sec. 18. RULES OF COMMISSION.] Subject to and in conformity with the Con-
2 stitution and laws of the State and this Act, the commission shall have power to,
3 adopt reasonable rules and regulations relative to the exercise of its powers and
4 proper rules to govern its proceedings and to regulate the mode and manner of
5 all investigations and hearings, and to alter and amend the same. Such rules
6 shall:

7 1. Regulate and control the transaction of business by the commission, pro-
8 vide for the exercise of the powers and the performance of the duties of the
9 commission and the commissioners, and prescribe the powers and duties of the
10 deputies and other officers and employees of the commission;

11 2. Provide for the carrying into effect the provisions of this Act and of the
12 laws of the State in respect to food and food traffic;

13 3. Regulate the conduct of investigations, inquiries and hearings authorized
14 by this Act and prescribe necessary forms and notices;

15 4. Provide for co-operation with and in aid of local authorities for the regu-
16 lation of local and terminal markets, storage plants and distributing centers;

17 5. Provide generally for the exercise of the powers and performance of the
 18 duties of the commission as prescribed in this Act, and take such lawful steps
 19 as may be necessary for the enforcement of its provisions.

 Sec. 19. ENACTMENT AND PUBLICATION OF RULES.] Before any rule, amend-
 2 ment or repeal thereof shall take effect, a copy of the same shall be published
 3 in the bulletins which shall be issued by the commission for general circulation in
 4 the State and also in a newspaper of general circulation in the State, together
 5 with a notice that at a place and on a date therein specified, not less than twenty
 6 days thereafter, such rule, amendment or repeal will be presented to the com-
 7 mission for consideration. Any person or corporation interested in or affected
 8 by such proposed rule, amendment or repeal thereof, shall be entitled to be heard
 9 at such time and place, or at such other or further time and place as may there-
 10 after be fixed by the commission.

11 At least four affirmative votes shall be necessary for the adoption, amend-
 12 ment or repeal of a rule. Upon such approval such rule or amendment or re-
 13 peal of a rule shall be promptly published in bulletins which shall be issued by
 14 the commission for general circulation in the State and also in a newspaper of
 15 general circulation in the State. Every such rule, amendment or repeal shall,
 16 unless otherwise prescribed by the commission, take effect not less than twenty
 17 days after such publication. Such rule, amendment or repeal so adopted shall be
 18 certified by the secretary of the commission and filed with the Secretary of State.

 Sec. 20. POWERS AND SPECIAL DUTIES OF CHAIRMAN.] The chairman of the
 2 commission shall be the executive of the commission, shall have general charge of
 3 the administration of this Act by the commission, and shall also when directed so
 4 to do by the commission:

5 1. Represent the commission in its relations with the authorities of munici-
 6 palities, other states and the Federal government;

7 2. Co-operate with such authorities in securing uniform and appropriate leg-
 8 islation in respect of transportation, standardization, grading and general mar-
 9 keting conditions in the several states;

10 3. Assist in locating markets in other states for the food products of this
11 State and assist in locating markets in this State for the food products of other
12 states;

13 4. Designate another commissioner to exercise the powers and perform the
14 special duties of the chairman in his absence or inability to act.

Sec. 21. DUTIES OF SECRETARY.] The secretary shall perform such duties in
2 connection with the meetings of the commission and its investigations and hear-
3 ings, and the preparation of rules under the provisions of this Act, as the com-
4 mission may prescribe. Under the direction of the chairman of the commission
5 he shall have general charge of its offices, superintend its clerical business and
6 perform such other duties as the commission may prescribe.

Sec. 22. POWERS AND DUTIES OF COUNSEL.] The counsel of the commission
2 shall represent and appear for the commission in all actions and proceedings in-
3 volving any question under this Act or within the jurisdiction of the commission
4 under any general or special law or under or in reference to any act, order or
5 proceeding of or before the commission or a commissioner, and shall, when
6 directed, intervene, if possible, in behalf of the commission, in any action, or
7 proceeding involving or relating to any matter within the jurisdiction or powers
8 of the commission as herein prescribed. He shall act as counsel for the com-
9 mission or a commissioner or any officer or employee of the commission in the
10 conduct of a hearing, investigation or inquiry instituted under authority of the
11 commission, or as provided in this Act. He shall advise the commission, or a
12 commissioner or any officer or employee of the commission, when so requested,
13 in regard to all matters in connection with their powers and duties, and per-
14 form generally all duties and services as counsel of the commission which may
15 be reasonably required of him.

Sec. 23. RECORDS, DOCUMENTS AND PAPERS OF COMMISSION.] All proceedings,
2 documents, papers and records filed or deposited with the commission relating to
3 matters within its jurisdiction and powers shall be public records; except such

4 portions thereof as are received and accepted by the commission as being of a con-
 5 fidential nature which, when so received and accepted by the commission, shall not
 6 be subject to subpoena. Copies of all official documents and orders so filed or
 7 deposited, certified by the secretary under the seal of the commission to be true
 8 copies of the original shall be evidence in like manner as the originals.

Sec. 24. PUBLICATION OF BULLETINS, PUBLICATION AND REPORTS.] There shall be

2 published by the commission from time to time bulletins or other publications and
 3 reports containing accurate data, statistics and information:

4 1. As to the sources, abundance or shortage, supply and demand and prices
 5 of food products and supplies, their storage and accumulation at different places
 6 and the quantities and location of the available supply thereof;

7 2. As to the actual market prices paid for food products and supplies by
 8 dealers and consumers in the various markets in the State and elsewhere;

9 3. As to facilities for transporting food products and food supplies to mar-
 10 keting centers, and facilities for marketing and distributing food products and
 11 food supplies within the market centers of the State and the costs and charges
 12 for such facilities;

13 4. As to methods and practices adopted by municipalities, corporations, as-
 14 sociations and individuals in purchasing, selling, packing, grading, storage and
 15 distribution of goods in this State and elsewhere, and the costs and charges in-
 16 cident to the same;

17 5. As to matters pertaining generally to the production of foods, the actual
 18 food value of articles used as foods, and the sale and distribution thereof to the
 19 consumers, which in the opinion of the commission will prove valuable or of in-
 20 terest to the public;

21 6. As to investigations, hearings and inquiries conducted as provided in this
 22 Act, the conclusions reached as to the matters involved therein, and the orders
 23 and recommendations made as a result thereof;

24 7. As to any other matter which the commission deems proper.

25 Such bulletins, publications and reports and the information contained
 26 therein shall be published and distributed in the manner deemed best by the com-
 27 mission to disseminate knowledge to the people of the State as to the agricultural
 28 and dairy interests of the State and the production, sale, purchase, storage, mar-
 29 keting and distribution of foods, and the economic and food value of articles used
 30 as food. The cost of publishing such bulletins, publications and reports shall be
 31 paid in the same manner as other expenses of the department of agriculture,
 32 out of appropriations made therefor. Copies of the bulletins, publications and
 33 reports of the commission may be sold to the public at the estimated cost thereof,
 34 in accordance with a schedule of charges which the commission is hereby author-
 35 ized to adopt: *Provided, however,* that nothing herein contained shall authorize
 36 the commission to publish any information which has been or is being published
 37 by the department of agriculture or any other department or commission of the
 38 State.

Sec. 25. INFORMATION TO BE FURNISHED TO THE COMMISSION.] When the com-
 2 mission shall find it necessary to have information relative to agriculture, agri-
 3 cultural production and agricultural labor, it shall obtain the same from the de-
 4 partment of agriculture, or other departments or commissions of the State if
 5 available; but if such information shall not be so obtainable, the commission shall
 6 have the power to call upon the public officials of the counties, townships and
 7 municipalities of the State who shall upon blanks to be furnished by the commis-
 8 sion, give such information as may be in their possession.

Sec. 26. ANNUAL REPORTS; REPORTS OF INVESTIGATIONS AND PROCEEDINGS.] The
 2 commission shall cause to be prepared and submitted to the director of agricul-
 3 ture and by him transmitted to the Governor each year, as required by section
 4 25 of "The Civil Administrative Code of Illinois," a report of the transactions
 5 of the commission, including such part of the acts and proceedings of the com-
 6 mission as such commission deem advisable to include therein, together with
 7 such information, data and statistics in the possession of the commission, and

8 such recommendations as the commission shall deem of value to the people of the
 9 State. Such report shall contain a general review of the work of the commission,
 10 abstracts of investigations and hearings, and copies of decisions and orders ren-
 11 dered or issued by the commission or a commissioner. Such report shall also con-
 12 tain a statement in detail of its expenditures of money appropriated for its use.

Sec. 27. ACCESS TO PLACE OF BUSINESS.] The commissioners, and the deputies,
 2 counsel, experts, chemists, agents and other officers and employees of the commis-
 3 sion shall have full access to all places of business, factories, warehouses, stor-
 4 age plants, farms, buildings, carriages, cars and vessels used in the production,
 5 manufacture, sale, storage or transportation within the State of any food prod-
 6 ucts or any imitation thereof, or of any article of produce with respect of which
 7 any authority is conferred by this Act on the commission. They may examine
 8 and open any package or container of any kind containing or believed to con-
 9 tain any article or product, which may be manufactured, sold or exposed for
 10 sale in violation of the provisions of this Act, or of the rules of the commission,
 11 and may inspect the contents therein, and take therefrom samples for analysis.

Sec. 28. POWERS TO SUBPOENA WITNESSES, ADMINISTER OATHS AND COMPEL TES-
 2 TIMONY.] A commissioner, a deputy commissioner, the secretary or counsel of
 3 the commission, or any other officer or employee duly authorized by the commis-
 4 sion, may administer oaths and take affidavits in relation to any matter or pro-
 5 ceeding in the exercise of the powers and duties of the commission under this Act.
 6 The commission may subpoena and require the attendance of witnesses and the
 7 production of books, papers and documents pertaining to the investigations and
 8 inquiries which it is authorized to conduct, and examine them in relation to any
 9 matter which it has power to investigate, and issue commissions for the exam-
 10 ination of witnesses who are out of the State or unable to attend before the com-
 11 mission or who are excused from attendance.

12 Any person who shall testify falsely as to any material matter pending in an
 13 investigation or proceeding under this Act shall be guilty of and punishable for

14 perjury. An officer who served the commission's subpoenas and witnesses at-
15 tending in response thereto shall be entitled to the same fees as are allowed to
16 officers and witnesses in civil actions in courts of record.

ARTICLE 3.

INVESTIGATION, PRACTICE AND PROCEDURE; VIOLATIONS; PENALTIES.

Sec. 29. INVESTIGATIONS.] The commission, a commissioner, a deputy com-
2 missioner, or any officer of the commission when authorized by the commission,
3 may investigate and report as to all matters within or pertaining to the powers
4 and jurisdiction of the commission, and for the purposes of carrying into effect
5 the provisions of this Act and the rules of the commission.

Sec. 30. PROCEDURE.] 1. Proceedings may be instituted before the com-
2 mission against a corporation, association, or person upon the written complaint
3 of any person or corporation aggrieved complaining of practices or methods in
4 the production, sale, purchase, delivery, storage, marketing and distribution of
5 foods claimed to be in violation of any provision of law or the rules of the com-
6 mission or of the terms of an order issued by the commission or of any license
7 or agreement issued or approved by the commission under the provisions of this
8 Act.

9 2. Upon the presentation of such complaint the commission may make in-
10 quiries as to the matters alleged therein and if such complaint appears to pre-
11 sent a sufficient cause for investigation a copy of such complaint shall be for-
12 warded to the person, association or corporation complained of and answer may
13 be made thereto in accordance with the rules of the commission.

14 3. The charges presented by such complaint shall thereupon be investigated
15 by the commission, as herein provided, and such action shall be taken as the
16 facts justify and as may be authorized by law.

17 4. The final determination of the commission shall be made within six
18 months after the filing of the complaint with the commission, unless otherwise
19 stipulated.

Sec. 31. INVESTIGATION AS TO PROPOSED OR PENDING LEGISLATION.] The com-

mission, or a commissioner, deputy commissioner or any officer of the commission, when authorized by the commission, may conduct a hearing and take testimony relative to any pending or proposed legislation, upon the request of the Governor, the Legislature or either branch thereof; and shall report its conclusions, or so much of the testimony as may be desired, to the Legislature and to the Governor.

The commission may also recommend the enactment of such legislation in respect of any matter within its jurisdiction as it deems wise or needed in the public interest.

Sec. 32. IMMUNITY OF WITNESSES.] No person shall be excused from testi-

fying or from producing any books or papers in any investigation, hearing or inquiry, as conducted pursuant to this Act or the rules of the commission when directed to do so by the officer presiding at such investigation, hearing or inquiry, upon the ground that the testimony or evidence, books or documents, required of him may tend to incriminate him or subject him to penalty or forfeiture; but no person shall be prosecuted, punished or subjected to penalty or forfeiture, for or on account of any act, transaction, matter or thing concerning which he shall under oath have testified or produced documentary evidence and no testimony so given or produced shall be received against him upon any criminal action, investigation or proceeding; *provided, however*, that no person so testifying shall be exempt from prosecution or punishment for any perjury committed by him in his testimony.

Sec. 33. PRACTICE ON HEARINGS; ATTENDANCE AND EXAMINATION OF WITNESSES.]

1. The practice on all investigations and hearings conducted or instituted as provided in this Act shall be governed by the rules of the commission, and in all such hearings or investigations where testimony is taken, the commission, commissioner, or other officer conducting the same, shall not be bound by the technical rules of evidence.

7 2. All subpoenas shall be signed and issued by the secretary of the commis-
8 sion and may be served by any person of full age. The fees of witnesses shall be
9 audited and paid in the same manner as other expenses of the department of
10 agriculture. Whenever a subpoena is issued at the instance of a complainant,
11 respondent or other party to the proceeding, the cost of the service thereof and
12 the fees of the witnesses shall be borne by the party at whose instance the witness
13 is subpoenaed. A subpoena issued as herein provided shall be served in the
14 same manner as a subpoena issued out of a court of record.

15 3. If a person, subpoenaed to attend before the commission, a commis-
16 sioner, a deputy commissioner or other officer of the commission, fails to obey
17 the command of such subpoena, without reasonable cause, or if a person in at-
18 tendance upon an investigation or hearing shall, without reasonable cause, re-
19 fuse to be sworn or to be examined, or to answer a question or to produce a book
20 or paper, when ordered so to do by the officer or officers conducting such in-
21 vestigation or hearing, or to subscribe and swear to his deposition after it has
22 been correctly reduced to writing, if required so to do, he shall be guilty of a
23 misdemeanor and may be prosecuted therefor in any court of competent criminal
24 jurisdiction.

25 4. If a person in attendance upon an investigation or hearing refuses with-
26 out reasonable cause to be examined or to answer a legal and pertinent question
27 or produce a book or paper, when ordered so to do by the officer or officers con-
28 ducting such investigation or hearing, the commission may apply to any judge of
29 the circuit court in the county or circuit in which such investigation or hearing
30 is being conducted upon proof by affidavit of the facts for an order returnable in
31 not less than two nor more than five days directing such person to show cause be-
32 fore the judge who made the order or any other judge of the circuit court for such
33 county or circuit, why he should not be committed to jail; upon the return of such
34 order the judge before whom the matter shall come on for hearing shall examine
35 under oath such person whose testimony may be relevant, and such person shall

36 he given an opportunity to be heard; and if the justice determine that such per-
37 son has refused without reasonable cause or legal excuse to be examined, or to
38 answer a legal and pertinent question, or to produce a book or paper which he was
39 ordered to bring, he may forthwith, by warrant, commit the offender to jail,
40 there to remain until he submits to do the act which he was so required to do or
41 is discharged according to law.

Sec. 34. ORDERS AND SERVICE THEREOF.] 1. If it be ascertained after an in-
2 vestigation or hearing conducted as herein provided that any person, association
3 or corporation has failed to comply with or is guilty of a violation of the pro-
4 visions of this Act or of any rule of the commission, or of any other general or
5 special law relative to any matter within its jurisdiction, an order shall be exe-
6 cuted by the commission, under the seal of the commission, compelling a com-
7 pliance with, or directing a cessation of the violation of, such law or rule.

8 2. Every such order shall be served upon every person, association or cor-
9 poration affected thereby, either by personal delivery of a certified copy thereof,
10 or by mailing in the United States mail a certified copy thereof in a sealed pack-
11 age with postage prepaid to the person to be affected thereby or in case of a cor-
12 poration or association, to any officer or agent thereof, upon whom a summons of
13 a court of record may be served in an action at law.

14 3. It shall be the duty of every person, association and corporation upon
15 whom such order is so served to notify the commission forthwith, in writing, of
16 the receipt of the certified copy of every order so served, and in the case of an
17 association or corporation such notification must be signed and acknowledged by
18 a person or officer duly authorized by such association or corporation to admit
19 such service. Within a time specified in the order, every person, association or
20 corporation upon whom it is served must, if so required in the order, notify the
21 commission in like manner whether the terms of the order are accepted and will
22 be obeyed.

23 4. Every such order shall take effect at a time therein specified, and shall
24 continue in force either for a period to be designated therein or until changed

25 or abrogated by the commission, unless such order be unauthorized by this Act,
26 or any other Act, or be in violation of a provision of the Constitution of the
27 State or of the United States.

Sec. 35. REVIEW OF RULES OR ORDERS BY COMMISSION.] 1. Any person, asso-

2 ciation or corporation adversely affected by a rule or order of the commission
3 may apply to the commission by verified petition for a review of the reasonable-
4 ness or validity of such rule or order.

5 2. Such petition shall be filed with the commission and shall set forth in
6 detail: (a) The rule or order upon which the hearing is desired and in what re-
7 spects it is claimed to be unreasonable or invalid, and (b) the issues to be con-
8 sidered on the hearing.

9 3. The commission shall, if necessary to determine the issues raised, direct
10 that a hearing be had before the commission or a commissioner, or a deputy or
11 other duly authorized officer or employee of the commission. If in the opinion of
12 the commission the issues have been considered adequately in a prior proceeding
13 under this Act, the commission may confirm the previous determination, without a
14 hearing. The commission may direct that all petitioners alleging the unreason-
15 ableness or invalidity of the same, or substantially similar rules or orders be
16 joined in one proceeding. Notice of the time and place of hearing shall be given
17 to the petitioners and to such other persons as are found to be interested directly
18 in the issues to be determined upon the hearing.

19 4. If such hearing is held before a commissioner, deputy commissioner or
20 other duly authorized officer or employee, a report shall be made upon the termi-
21 nation of the hearing to the commission, with recommendation as to the determi-
22 nation which should be made as to the issues raised on such hearing. If the com-
23 mission find upon such report or upon a hearing conducted by it, that the rule
24 or order complained of is reasonable and valid it shall render its decision ratify-
25 ing or confirming such rule or order; if it find that such rule or order is unrea-
26 sonable or invalid, it shall revoke or modify it, or substitute a new rule or order in
27 its place. If such modified or new rule or order is substantially different from

28 the rule or order complained of, the parties affected thereby may bring before
29 the commission, by a new petition, in the manner above provided, objections to
30 its reasonableness or validity.

31 5. The decision of the commission shall be final, unless within thirty days
32 after its issuance one of the parties shall institute a proceeding for the review
33 thereof, as provided in the next section.

Sec. 36. REVIEW BY COURT.] Any person affected by a decision of the com-
2 mission rendered as provided in the preceding action may institute a proceeding
3 for the review thereof in the circuit court of the county of Sangamon or any
4 county in which the commission shall have established a branch office. Such pro-
5 ceeding shall be instituted against the commission as respondent by petition and
6 on such notice as the court may prescribe. If reasonable grounds are shown for a
7 review of such decision, the court shall direct that within a specified time a re-
8 turn be filed with the clerk of the court, containing a certified copy of the testi-
9 mony taken upon the hearing before the commission, together with copies of all
10 papers, documents and records used therein. If the decision sought to be re-
11 viewed is one refusing a hearing on the ground that the issues have been deter-
12 mined in a prior proceeding such return shall include a certified copy of the
13 records of such prior proceeding. The court may of its own motion or upon
14 motion by the commission, direct that the rule or order sought to be reviewed
15 shall continue in force and be in effect during the pendency of the review.

16 The court shall thereupon determine the issues raised from the return so
17 made and it may, where questions of fact arise, which were not raised or disposed
18 of upon the hearing, take additional evidence as to the matters involved in the
19 proceeding. The court may refer any issue arising in such proceeding to the com-
20 mission for further consideration. At any time during such proceeding the
21 party applying for a review of the commission's decision may apply to the court
22 without notice, for an order directing all questions of fact arising upon one or
23 more specified issues, to be tried and determined by a jury, and the court shall

thereupon cause such questions to be plainly stated for trial, and the findings of the jury upon such questions shall be conclusive in the proceeding.

Appeals from all final orders and judgments entered by the said circuit court, in review of rules, regulations, orders or decisions of the commission, may be taken directly to the Supreme Court by either party to the action, within sixty days after service of a copy of the order or judgment of said circuit court, and shall be governed by the rules applying to chancery cases appealed to said Supreme Court, except that formal pleadings shall not be required.

Sec. 37. WHEN INJUNCTION MAY BE OBTAINED.] In an action in the circuit court for the recovery of a penalty or forfeiture incurred for the violation of any of the provisions of this Act, or of the rules of the commission, an application is made on the part of the people to the court or any judge thereof for an injunction to restrain the defendant, his agents and employees from the further violation of such provisions, the court or judge to whom such application may be made, shall grant such injunction on proof, by affidavit, that the defendant has been guilty of the violations alleged in the complaint, or of a violation of any such provisions subsequent to the commencement of the action, and in the same manner as injunctions are usually granted under the rules and practice of the court. No security on the part of the plaintiff shall be required, and costs of the application may be granted or refused in the discretion of the court or justice. If the plaintiff shall recover judgment in the action for any penalty or forfeiture demanded in the complaint, the judgment shall contain a permanent injunction restraining the defendant, his agents and employees from any further violation of such provision of this Act or of the rules of the commission. Any injunction, order or judgment obtained under this section may be served on the defendant in the manner required by the law of the State regulating the practice and procedure in courts of equity.

Sec. 38. PENALTY FOR VIOLATION OF ACT OR ORDERS — SEPARATE OFFENSES.]

Any person, association or corporation, or any agent, officer or employee thereof

3 who violates or fails to comply with any provisions of this Act, or fails to obey,
 4 observe or comply with any order, decision, rule, regulation, direction or re-
 5 quirement, or any part or provision thereof, of the commission, made or issued
 6 under authority of this Act, in a case where a penalty is not otherwise provided
 7 for in this Act, upon conviction, shall be punished by a fine of not less than fifty
 8 dollars nor more than one hundred dollars for each and every offense.

9 Every violation of the provisions of this Act or of any order, decision, rule,
 10 regulation, direction or requirement of the commission, or any part or portion
 11 thereof by any corporation or person is a separate and distinct offense and in
 12 case of a continuing violation each day's continuance thereof shall be and be
 13 deemed to be a separate and distinct offense.

14 In construing and enforcing the provisions of this Act relating to penalties,
 15 the act, omission, or failure of any officer, agent, or employee of such person,
 16 association or corporation, acting within the scope of his official duties or
 17 employment, shall in every case be and be deemed to be the act, omission or
 18 failure of such person, association or corporation.

Sec. 39. PERSONS VIOLATING ACT OR ORDER—PENALTY.] Every person who,
 2 either individually, or acting as an officer, agent or employee of such person,
 3 association or corporation, violates or fails to comply with any provisions of
 4 this Act, or fails to observe, obey or comply with any order, decision, rule,
 5 regulation, direction or requirement, or any part or portion thereof, of the
 6 commission, made or issued under authority of this Act, or who procures, aids,
 7 or abets any such person, association or corporation in such violation of this
 8 Act or in such failure to obey, observe or comply with this Act or any such
 9 order, decision, rule, regulation, direction or requirement, or any part or por-
 10 tion thereof, in a case in which a penalty is not otherwise provided for in this
 11 Act, is guilty of a misdemeanor, and upon conviction shall be punished by a
 12 fine not exceeding two hundred dollars, or by imprisonment in a county jail
 13 not exceeding six months, or by both such fine and imprisonment.

Sec. 40. PROSECUTION FOR PENALTIES.] 1. Whenever the commission shall
 2 know or have reason to believe that any penalty has been incurred by any per-
 3 son for a violation of any of the provisions of this Act, or that any sum has
 4 been forfeited by reason of any such violation, it may cause an action or pro-
 5 ceeding to be brought in the name of the people for the recovery of the same.
 6 Such action shall be brought in the county where the violation, or any part
 7 thereof, occurred.

Sec. 41. ACTIONS FOR PENALTIES; PENALTIES REMITTED, WHEN.] In an action
 2 for a penalty or forfeiture, incurred by reason of the violation of the provisions
 3 of this Act, when the complaint charges a violation of any two or more of such
 4 provisions, the plaintiff shall not be compelled to elect between the counts
 5 under such different provisions but shall be entitled to recover if it is found that
 6 a violation of any of such provisions has been committed for which a penalty or
 7 forfeiture is imposed.

8 If the defendant in such an action shall prove that during any portion of
 9 the time for which it is sought to recover penalties or forfeitures for a viola-
 10 tion of a rule or order of the commission, the defendant was actually and in
 11 good faith prosecuting a suit, action or proceeding before the commission or in
 12 the courts to set aside such rule or order, the court shall remit the penalties or
 13 forfeitures incurred during the pendency of such action or proceeding.

Sec. 42. DISPOSAL OF FINES AND MONEYS RECOVERED.] All moneys recovered,
 2 either as penalties, forfeitures or otherwise, for the violation of any of the pro-
 3 visions of this Act or of the rules of the commission, and from fines imposed as
 4 a punishment for any criminal offense committed in violation of the provisions
 5 of this Act shall be paid into the treasury of the State. The same disposal shall
 6 be made of all moneys recovered upon any bond given by any officer by virtue
 7 of the provisions of this Act.

Sec. 43. FEES TO BE CHARGED BY COMMISSION.] The commission shall charge
 2 and collect the following fees: For copies of papers and records not required

3 to be certified or otherwise authenticated by the commission, ten cents for each
 4 folio; for certified copies of evidence and proceedings before the commission or
 5 of official documents and orders filed in its office, fifteen cents for each folio, and
 6 one dollar for every certificate under seal affixed thereto; for certifying a copy
 7 of any report made to the commission, or for each certified copy of the annual
 8 report of the commission, one dollar. No fees shall be charged or collected for
 9 copies of papers, records or official documents furnished to other departments of
 10 the State or to any city or public officers for use in their official capacity, or
 11 for the annual reports of the commission in the ordinary course of distribution,
 12 but the commission may fix reasonable charges for publications issued under its
 13 authority. All fees charged and collected by the commission shall belong to the
 14 people of the State, and shall be paid monthly accompanied by a detailed state
 15 ment thereof, into the treasury of the State to the credit of the general fund.

Sec. 44. EVIDENCE; PRINCIPAL'S LIABILITY FOR ACTS OF AGENT.] The doing of
 2 anything prohibited by this Act shall be *prima facie* evidence of the violation of
 3 the provisions of this Act relating to the thing so prohibited, and the omission
 4 to do anything directed to be done shall be *prima facie* evidence of a violation
 5 of the provisions of the Act relative to the thing so directed to be done. Any
 6 person who knowingly suffers, permits or allows any violation of the provisions
 7 of this Act by his agent or servant or in any room or building occupied or con-
 8 trolled by him, shall be deemed a principal in such violation and liable accord-
 9 ingly.

Sec. 45. CERTIFICATE OF EXPERT PRESUMPTIVE EVIDENCE.] Every certificate,
 2 duly signed and acknowledged, of any qualified expert employed by the com-
 3 mission, or any analysis, examination or investigation made by such expert with
 4 respect to any matter or product which the commission has authority to examine
 5 or cause to be examined, within the scope of this Act, shall be presumptive evi-
 6 dence of the facts therein stated.

ARTICLE 4.

FOOD TRAFFIC ASSOCIATIONS AND CORPORATIONS; LICENSES.

Sec. 46. TRADE ASSOCIATIONS, BOARDS OF TRADE AND EXCHANGES PERMITTED.]

2 After this Act takes effect, it shall be lawful to form, maintain or carry on or
3 operate a board of trade, exchange, or association, incorporated or unincorpo-
4 rated composed of persons, partnerships or corporations engaged in the produc-
5 tion, sale, purchase, storage, marketing or distribution of food products for the
6 purposes and in the manner hereinafter provided.

Sec. 47. CONTRACTS FOR MONOPOLY ILLEGAL AND VOID.] Every contract,
2 agreement, arrangement, or combination whereby a monopoly in the production,
3 sale, purchase, storage, marketing or distribution in this State of any article or
4 commodity mentioned in the foregoing section is or may be created, established
5 or maintained or whereby competition in this State in the supply or price of any
6 such article or commodity is or may be restrained or prevented, or whereby the
7 production of any such article or commodity is or may be curtailed, and every
8 act done by any person, association or corporation whereby for the purpose of
9 creating, establishing or maintaining a monopoly within this State of the produc-
10 tion, sale, purchase, storage, marketing or distribution of any such article, or
11 commodity, the free pursuit in this State of any lawful business, trade or occupa-
12 tion, is or may be restricted or prevented, is hereby declared to be against public
13 policy and illegal and void, unless in compliance with the provisions of this
14 article.

Sec. 48. PENALTY.] Every person, or corporation, or any officer or agent
2 thereof who shall violate any of the provisions of the preceding section, or who
3 shall make or attempt to make, or enter into any contract, agreement, arrange-
4 ment or combination, or who shall form or carry on any board of trade, exchange,
5 or association, whereby a monopoly in the production, sale, purchase, storage,
6 marketing or distribution of food products in this State, or whereby competition
7 in this State in the supply or price thereof is or may be restrained or prevented,

8 or whereby the production thereof is or may be curtailed, or whereby for the
 9 purpose of creating, establishing or maintaining a monopoly within this State of
 10 the production, sale, purchase, storage, marketing or distribution thereof, the
 10½ free pursuit in this State of the business of the production, sale, purchase, stor-
 11 age, marketing or distribution of food and food products is or may
 11½ be restrained or prevented, or who shall do any act pursuant thereto,
 12 or in, toward, or for the consummation thereof, wherever the same
 13 may have been made, is guilty of a misdemeanor and on conviction thereof shall,
 14 if a natural person, be punished by a fine not exceeding one thousand dollars,
 15 or by imprisonment for not longer than one year, or by both such fine and
 16 imprisonment, and if a corporation, by a fine not exceeding five thousand dol-
 17 lars: *Provided, however,* that no act done or contract arrangement or combina-
 18 tion made by any association, exchange or board of trade duly licensed hereunder,
 19 or by a member or members thereof, performed under and in accordance with a
 20 plan approved by the commission, as hereinafter provided, shall be deemed a
 21 violation of sections forty-seven and forty-eight of this Act, or of any other law
 22 of this State: *And, provided, further,* that this Act shall not be construed as
 23 depriving the owner of, or any person, partnership or corporation operating
 24 under the protection of any letters patent granted by the United States or by any
 25 foreign country, of any rights or interests thereby granted and lawfully exer-
 26 cised by such owner or other person.

Sec. 49. ACTION TO RESTRAIN AND PREVENT.] The Attorney General or the
 2 commission may bring an action in the name and behalf of the people of the
 3 State against any person, or against any trustee, director, manager or other
 4 officer or agent of a corporation or against any corporation, foreign or domestic,
 5 to restrain and prevent the doing in this State of any act herein declared to be
 6 illegal, or any act, in or toward or for the making or consummation of any con-
 7 tract, agreement, arrangement or combination herein prohibited, wherever the
 8 same may have been made.

Sec. 50. PROCEDURE.] All laws of this State regulating the practice and
 2 procedure in courts of equity and all laws conferring powers upon the Attorney
 3 General shall apply to and govern the procedure in respect to such action.

Sec. 51. PRIVATE REMEDIES NOT AFFECTED.] Any person, partnership, or cor-
 2 poration, who or which is or may be injured in his or its business or property by
 3 any other person, partnership, corporation or association by reason of anything
 4 forbidden or declared to be unlawful by this Act, may in his or its own right
 5 and name bring an action in equity to restrain or prevent the same, or at law for
 6 such damages as are sustained by such injured person, partnership or corpora-
 7 tion by reason thereof.

Sec. 52. PLAN OF ASSOCIATION.] Two or more persons, partnerships or cor-
 2 porations, proposing to form a board of trade, exchange, union or association,
 3 incorporated or unincorporated, hereinafter referred to as an "association" for
 4 co-operating in the production, sale, purchase, storage, marketing or distribution
 5 of food products may adopt a tentative plan including all or any of the follow-
 6 ing purposes:

- 7 1. The employment of agents to act for the common interests of its mem-
 8 bers in the production, inspection, standardization, sale, purchase, storage, mar-
 9 keting or distribution of food products.
- 10 2. The joint purchase of the same.
- 11 3. The joint utilization of facilities tending toward the speedy and eco-
 12 nomic production, accumulation, sale, purchase, transportation, storage, market-
 13 ing or distribution of the same.
- 14 4. The standardization of the quality thereof produced, sold, purchased,
 15 stored, marketed, or distributed by its members.
- 16 5. The division of territory for the economic distribution of service or
 17 operation.
- 18 6. The joint fixing and establishing of the price at which producers and
 19 manufacturers will sell food products, not exceeding a fair and reasonable return

upon the capital invested and for the labor and expense required in the production thereof and providing for the adjustment of such selling prices from time to time in accordance with the supply or demand or other market influences.

7. The joint fixing and establishing of the price at which distributors will sell food products, not exceeding a fair and reasonable return upon the capital invested and for the labor and expense required in the distribution thereof, due allowance being had for the price paid to the producers and providing for the adjustment of such selling prices from time to time in accordance with the supply and demand and other market influences.

8. The elimination of waste in the production, sale, purchase, storage, marketing or distribution thereof.

9. The providing of an abundant supply of food products to the people of this State at a reasonable price.

10. The supervision, discipline and expulsion of members and for enforcing upon members by fines or other penalties compliance with the proper rules and regulations of the association.

11. Any other purpose intended to afford to producers and distributors a fair and just return for such products and for distributing the same to the consumer in an efficient and economical manner.

Sec. 53. SECTION 52 EXERCISED IN ACCORDANCE WITH SECTION 63.] The powers granted in subdivisions six and seven of section fifty-two hereof shall be exercised only in accordance with the provisions of section sixty-three hereof.

Sec. 54. ADDITIONAL CONTENTS OF PLAN OF ASSOCIATION.] Such plan shall also state:

1. The name of the proposed association.

2. The town, village or city in which its principal office is to be located.

3. If its operations are to be conducted in a territory less than the whole State, the town, village or city, or other subdivision thereof, comprising such territory.

8 4. The character of business of the members of the association.

9 5. The full name and address of each member of the association and if a
10 member be a partnership or corporation the full name and address of each mem-
11 ber of the partnership, and the name and address of each officer and director
12 of the corporation.

13 6. The manner of selecting the officers of the association and the full name
14 and addresses of its officers for the first year.

15 7. The terms and conditions under which persons, partnerships and cor-
16 porations not original members thereof may become members and entitled to
17 all the privileges of the association.

18 8. A statement as to whether or not such association is organized for the
19 purpose of profit. The association, if organized for profit, shall submit to the
20 commission for approval its plan of capitalization, if any, its proposed methods
21 of accounting and distribution of profits, assessment of losses and other financial
22 affairs.

23 9. As to whether or not the association is to have a capital fund. If so, the
24 amount thereof and the purpose to which said capital is to be applied.

25 10. Such other matters as may be required by the rules of the commission
26 not inconsistent with this article.

27 11. Any other matters desired by the proposers of the plan and not incon-
28 sistent with law or the rules of the commission.

Sec. 55. ISSUANCE OF LICENSE.] The persons, partnerships or corporations
2 proposing to form such association, may submit such plan to the commission,
3 together with an application for a license authorizing such association to trans-
4 act business in accordance therewith. The commission, may in accordance with
5 its rules, issue a license to such association so to transact business unless after
6 investigation it finds that the plan proposed:

7 1. Will unreasonably prevent competition by members of such association
8 as between themselves,

- 9 2. Will not tend to accomplish a more efficient or economical production,
- 10 storage, marketing or distribution of such food products,
- 11 3. Is calculated to afford unreasonable profit to producers or distributors,
- 12 4. Will tend to lower the quality or healthfulness of food products deliv-
- 13 ered to consumers,
- 14 5. Is unjustly discriminatory between persons or localities or injurious to
- 15 the interests of the State,
- 16 6. Is adverse to the public welfare.

17 If the commission finds that the plan proposed does not conform to this
 18 article, it may suggest modifications, and upon such modifications being made
 19 may issue a license as herein provided.

Sec. 56. LICENSE FEE.] The commission may by its rules prescribe the fees
 2 to be paid by a licensee under this article and for such purpose may adopt classi-
 3 fications based upon the character or volume of business. If the association is
 4 not organized for profit, the license fee shall be fixed at not exceeding twenty
 5 five dollars per annum.

Sec. 57. TERMS OF LICENSES; RENEWALS.] The commission may provide by
 2 rule, for a fixed date on which the terms of all licenses issued under this article
 3 shall expire. The terms of such license shall be for one year from such date,
 4 except that the first license of such an association may be for a term to expire on
 5 such date first succeeding or a year from such date, as the commission may
 6 determine, and the license fee, as fixed by this article, or the rules, shall be
 7 apportioned accordingly. The commission may provide by rule, the time within
 8 which applications for renewals of a license under this article shall be made.

Sec. 58. EFFECT OF LICENSE.] An association licensed under this article,
 2 and the members of such an association may transact business in accordance
 3 with the plan as approved by the commission, and in so far as such business is
 4 transacted in accordance with such plan and the rules and orders of the commis-

5 sion, such association and the members thereof shall not be subject to prosecution
 6 under any law of the State on the ground that its or their business is or tends to
 7 be a monopoly or a restraint of trade; or unfair competition with other persons,
 8 partnerships or corporations, but the members or officers of such association or
 9 the officers or directors of corporations which are members thereof, shall not
 10 otherwise be relieved from liability for any other act or acts forbidden by law;
 11 *provided*, that no act shall be done or agreement made which is not specifically
 12 authorized in such plan, or by the rules or orders of the commission, and which
 13 but for this article would be unlawful, unless the same is first approved by the
 14 commission.

Sec. 59. MODIFICATION OF PLAN AFTER LICENSE.] The directors or other gov-
 2 erning body of any association licensed under this article, may submit to the
 3 commission additions to or modifications of the original plan as approved by the
 4 commission, and upon the approval of such additions or modifications by the com-
 5 mission, the association and its members shall be authorized to transact business
 6 accordingly.

Sec. 60. REGULATION OF ASSOCIATION BY COMMISSION.] 1. The books, records
 2 and places of business of the licensed association shall be at all times open to
 3 examination and inspection by the officers and inspectors of the commission.

4 2. The association and its members shall conform to the rules and orders
 5 of the commission in respect to inspection, standardization, handling, storage or
 6 distribution of food products, and the keeping of books, records and accounts
 7 concerning the business operations of the association.

8 3. The association shall permit a duly authorized representative of the com-
 9 mission to be present at all meetings of the directors, trustees, or other govern-
 10 ing body of the association, and notice of every such meeting shall be given to
 11 the commission within such time and in such manner as the rules of the commis-
 12 sion shall provide, and at such meetings a representative of the commission shall
 13 be entitled to participate in discussion and advise as to policy. Every association

14 licensed under this article shall, within the time and in the manner required by
 15 the rules of the commission, report to the commission all changes in officers, all
 16 changes in the membership of such association, and such other facts in respect
 17 of the business of the association as the rules of the commission may provide.

Sec. 61. INTERVENTION IN ACTIONS.] In any action or proceeding brought
 2 against an association licensed under this article, the commission may intervene
 3 and appear by counsel and be made a party to such action, if, in the judgment
 4 of the commission, such intervention is advisable or necessary to the public
 5 welfare.

Sec. 62. NOTICE OF UNLAWFUL OR IRREGULAR PRACTICES; SUSPENSION OR REVOCATION OF LICENSE.] If the commission determine that an association licensed under
 2 this article is not transacting business in a lawful manner, or has failed to comply
 3 with any rule or order of the commission issued in conformity with the provisions of this Act, or that the methods or practices of the association are contrary
 4 to the public welfare, the commission may cause a notice to be served upon the
 5 officers of such association, requiring the association or its members, to comply
 6 with such rule or order or to desist from such illegal or irregular practices, or
 7 any practice forbidden by this article, which enable the association or its members
 8 to secure an unjust, unfair or discriminatory trade advantage, and if such
 9 notice is not complied with within the time specified therein, the commission may
 10 suspend or revoke the license of such association if the offense complained of is
 11 committed by such association; or if committed by a member thereof, it may
 12 require the association to suspend or revoke the membership of such member in
 13 such association.

Sec. 63. PRICE AGREEMENTS AND REGULATIONS.] An association formed and
 2 approved under this article may exercise the right to make price agreements as
 3 authorized in subdivisions six and seven of section fifty-two hereof, upon application to the commission and approval thereof, under the following conditions:

Such association shall submit to the commission in such form as may be required by its rules, an application setting forth the price or scale of prices which it proposes to charge for food products, and other commodities covered by this article, for a period in said application specified but not to exceed six months. Such application must be filed with the commission not less than thirty days in advance of the date when such price or prices are intended to go into effect, and such application shall be open to public inspection. Notice of the presentation shall be published in the bulletins of the Department of Agriculture and otherwise, if the commission so determine. On the presentation of any such application the commission shall investigate the same, inquire into the circumstances thereof, and make such examination of the books, records or accounts of the association or of the members thereof formulating and presenting such application as it may deem necessary or desirable, and may require before taking action thereon, the presentation of further information. And it may, if it seems desirable for the public interests, require that notice of the presentation of application be given to other associations formed hereunder, and shall permit persons, corporations or associations affected thereby or representing consumers, producers, distributors or others to appear and be heard with reference to the same. The commission may require in connection with the examination by it of any such application, that accurate forms of accounting be installed and maintained by the association and the members thereof presenting such application so as to indicate the conditions affecting such proposed or any future fixing of prices. The commission shall examine into such application, and if after such examination it shall by order determine that such application is:

1. Not calculated to afford unreasonable profit to the association or members thereof presenting the same;
2. Not unfair or injurious to purchasers, to consumers or to the public;
3. Not unfair or injurious to other producers, dealers or distributors.

It may grant such application. On the acceptance by the association of any

34 such plan as so approved by the commission it shall be deemed lawful to carry
35 out such plan during a period not exceeding the one therein specified, but the
36 prices therein specified shall not be retroactive. Nothing in this article shall
37 abridge the right of any person, partnership or corporation whether or not a
38 member of such association to make individual contracts for the purchase or
39 sale of food products, covered by this article.

Sec. 64. CONTROL BY DEPARTMENT.] This Act and all amendments thereto
2 and modifications thereof, if any, shall be administered by the commission
3 created by this Act, and in its name, without any direction, supervision, or con-
4 trol by the director of agriculture, other than such as may be exercised by reason
5 of his membership in said commission.

Sec. 65. REMAINDER OF ACT NOT AFFECTED BY INVALIDITY OF SECTION.] The
2 invalidity of any section of this Act shall not affect the remainder thereof.

- 1 Introduced by Mr. Cooper, March 29, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to amend an Act entitled, "An Act to regulate the practice in courts of chancery," approved March 15, 1872, in force July 1, 1872, as subsequently amended, by amending section 13 thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That an Act entitled, "An Act to regu-
3 late the practice in courts of chancery," approved March 15, 1872, in force July
4 1, 1872, as subsequently amended, be and the same is hereby amended by amend-
5 ing section 13 thereof to read as follows:

6 Sec. 13. The notice required in the preceding section may be given at any
7 time after the commencement of the suit, and shall be published at least once in
8 each week for four successive weeks, and no default or proceeding shall be taken
9 against any defendant not served with summons, or a copy of the bill, and not
10 appearing, unless *thirty* days shall intervene between the first publication, as
11 aforesaid, and the first day of the term at which such default or proceeding is
12 proposed to be taken.



- 1 Introduced by Mr. Garesche, March 29, 1917.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act making it a felony for any corporation, association, co-partnership, person or persons to deal upon any board of trade or the quotations thereof in puts and calls, ups and downs, purchases and sales, bids and offers, or indemnities.

SECTION 1. *Be it enacted by the People of the State of Illinois,*
2 *represented in the General Assembly:* That it shall be unlawful for any corpora-
3 tion, association, firm, co-partnership, person or persons either individually or
4 as principal or agent of any corporation, association, firm, co-partnership, per-
5 son or persons to deal upon any board of trade or the quotations thereof in puts
6 and calls, ups and downs, purchases and sales, bids and offers, or indemnities.
7 Any person violating this Act shall be fined not less than \$200.00 nor more than
8 \$2,000.00 or confined in county jail not exceeding one year and all contracts
9 made in violation of this Act shall be considered gambling contracts and shall
10 be void.

Sec. 2. All Acts in conflict with the provisions of this Act are hereby re-
2 pealed.



- 1 Introduced by Mr. Smejkal, March 29, 1917.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to amend an Act entitled, "An Act to enable corporations in other states and countries to lend money in Illinois, to enforce their securities, and acquire title to real estate as security," approved May 24, 1897, in force July 1, 1897.

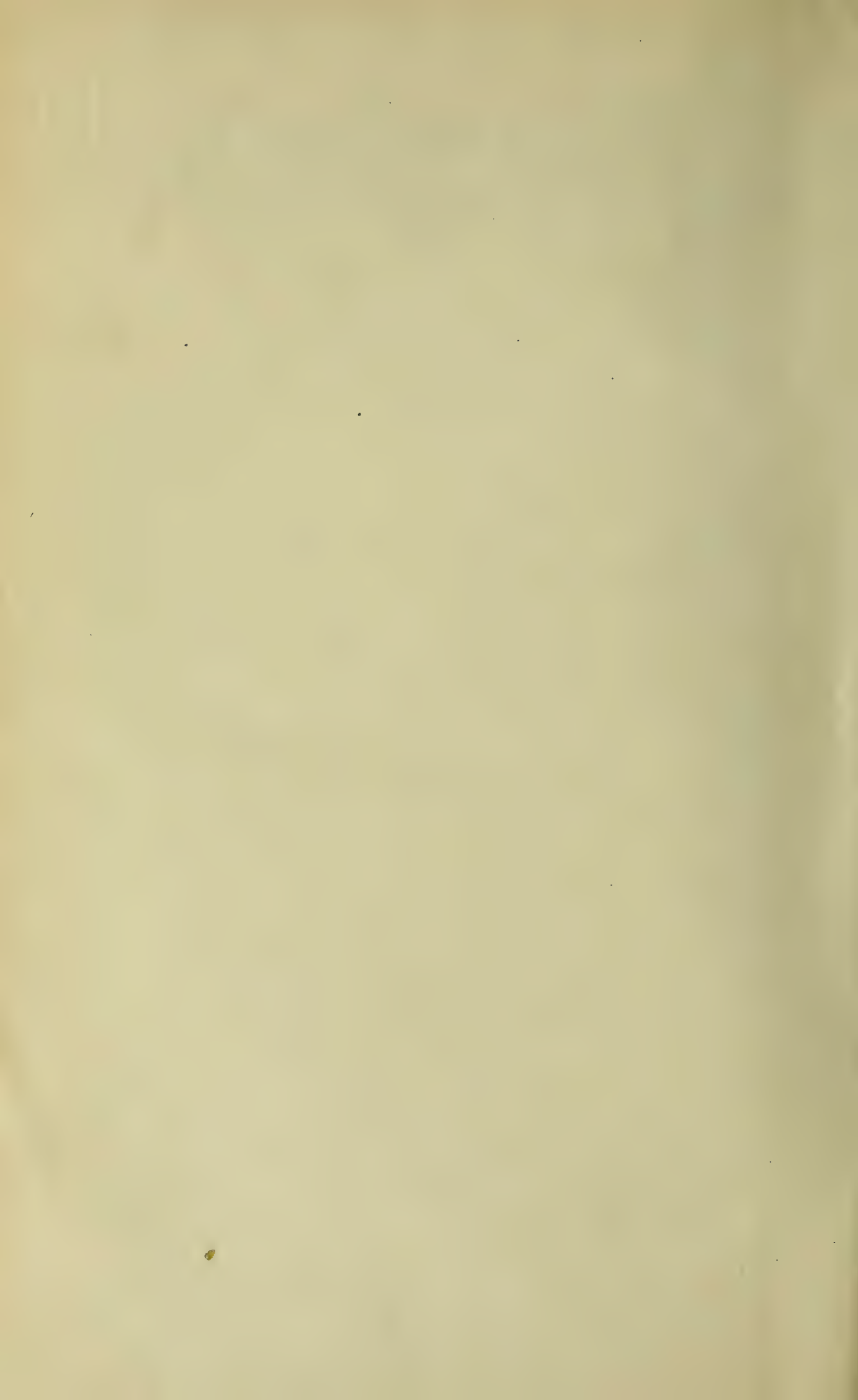
SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to enable corporations in other states and countries to lend money in Illinois, to enforce their securities, and acquire title to real estate as security," approved May 24, 1897, in force July 1, 1897, be and the same is amended to read as follows:

6 *Sec. 1. Be it enacted by the People of the State of Illinois, represented in*
7 *the General Assembly:* That any corporation formed under the laws of any
8 other State or country, and authorized by its charter to invest or loan money,
9 may invest or loan money in this State. And any such corporation that may
10 have invested or lent money as aforesaid, may have the same rights and powers
11 for the recovery thereof, subject to the same penalties for usury, as private
12 persons, citizens of this State; and when a sale is made under any judgment,
13 decree or power in a mortgage or deed, such corporation may purchase, in its

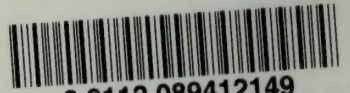
14 corporation, to name the property offered for sale, and become vested with the title
 15 whenever a natural person might do so in like cases: *Provided, however, that all*
 16 *real estate so purchased by any such corporation, in satisfaction of any such lia-*
 17 *bility or indebtedness, shall be offered at public auction, at least once every*
 18 *year, at the door of the court house of the county wherein the same may be situ-*
 19 *ated, or on the premises so to be sold, after giving notice thereof for at least four*
 20 *consecutive weeks, in some newspaper of general circulation, published in said*
 21 *county; and if there be no such newspaper published therein, then in the nearest*
 22 *adjacent county where such newspaper is published; and said real estate shall*
 23 *be sold whenever the price offered for it is not less than the claim of such cor-*
 24 *poration, including all interest, costs and other expenses: And, provided fur-*
 25 *ther, that in case such corporation shall not, within the period of five years after*
 26 *acquiring such title, sell such lands either at public or private sale, as aforesaid,*
 27 *it shall be the duty of the state's attorney to proceed by information, in the name*
 28 *of the People of the State of Illinois, against such corporation, in the circuit court*
 29 *of the county within which such land, so neglected to be sold, shall be situated, and*
 30 *such court shall have jurisdiction to hear and determine the fact, and to order*
 31 *the sale of such land or real estate, at such time and place, subject to such rules*
 32 *as the court shall establish.*

33 The court shall tax, as the fees of the state's attorney, such sum as shall be
 34 reasonable; and the proceeds of such sale, after deducting the said fees and costs
 35 of proceedings, shall be paid over to such corporation: *And, provided further,*
 36 *that nothing in this Act contained shall be so construed as to confer banking*
 37 *powers or privileges upon any such corporation, or to authorize it to enter into*
 38 *any contract whereby payments are made to it or deposits are accepted before*
 39 *money is loaned by it to the borrower: And, provided further, that this Act shall*
 40 *not be construed to authorize any such corporation to establish a place of busi-*
 41 *ness in Illinois or be represented by a resident agent with power to execute con-*
 42 *tracts in this State.*

Sec. 2. *An Act entitled, "An Act to enable corporations in other states and
2 countries to lend money in Illinois, to enforce their securities and acquire title
3 to real estate as security," approved April 9, 1875, in force July 1, 1875, is here-
4 by repealed.*



UNIVERSITY OF ILLINOIS-URBANA
Q. 328.773 B1H C002 v.50:501-773(19
House bills [introduced in the] General



3 0112 089412149